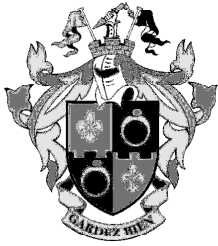


2013 County Council Session Agendas

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was considered by the Council.**



Montgomery County, Maryland

COUNTY COUNCIL AGENDA

Council Hearing Room, 100 Maryland Avenue, Rockville, Maryland 20850

(240)777-7900 · (MD Relay) Dial 711 or 800-201-7165 · FAX (240)777-7989

www.montgomerycountymd.gov/council

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Monday, January 14, 2013

10:00 **INTERVIEWS** - Applicants for Board of Appeals (6th floor Council Conference Room) (Lauer)

Tuesday, January 15, 2013

9:30 **INVOCATION** - Cantor Matthew Klein, Congregation Beth El, Bethesda

9:35 **PRESENTATION** - Proclamation recognizing Korean American Day, by Councilmember Ervin

9:40 **GENERAL BUSINESS** (Lauer)

A. **Announcement** - Agenda and Calendar Changes

The public hearing on the FY14 Capital Budget and amendments to FY13-18 Capital Improvements Program (CIP), and WSSC's FY14-19 CIP, is scheduled for February 5, 2013 at 7:30 pm. (Orlin)

Persons wishing to testify should call 240-777-7803 beginning January 17, 2013.

HEARING CANCELLED - TO BE HELD IN CONJUNCTION WITH OB IN APRIL

(1) **B. Acknowledgement** - Receipt of Petitions

C. Action - Approval of Minutes: October 18 and December 4, 2012

(2) 9:45 **CONSENT CALENDAR**

A. **Introduction** - Resolution to support state and federal legislation regulating the sale of guns and ammunition, sponsored by Council President Navarro (Fogel)

Action is tentatively scheduled for 1/22/13.

B. **Introduction** - Spending Affordability Guidelines for FY14 Operating Budget (Sesker)

Public Hearing is scheduled for 1/29/13 at 1:30 pm.

C. **Introduction** - Amendment to County Government's FY13-18 Capital Improvements Program, Department of General Services - Silver Spring Redevelopment Project for American Film Institute's Silver Theatre (Sesker)

Public Hearing is scheduled for 1/29/13 at 1:30 pm.

(2) 9:45 **CONSENT CALENDAR** *(continued)*

D. **Introduction** - Supplemental appropriation to the MCPS' FY13 Operating Budget - \$1,000,000 for Food Services Enterprise Fund (Source: federal and state funds) (McGuire)
Public Hearing is scheduled for 1/29/13 at 1:30 pm.

E. **Introduction** - Supplemental appropriation to the MCPS' FY13 Operating Budget - \$7,267,938 for Title I, Part A Program (Source: federal funds) (McGuire)
Public Hearing/Action is scheduled for 1/29/13 at 1:30 pm.

F. **Introduction** - Special appropriation to the MCPS' FY13 Capital Budget and amendment to the FY13-18 Capital Improvements Program - \$364,000 for School Security System (Source: GO bonds) CORRECTED (McGuire)
Public Hearing/Action is scheduled for 2/5/13 at 1:30 pm.

9:50 **LEGISLATIVE SESSION Day # 2**

(3) **Introduction of Bills:**

A. **Expedited Bill 1-13**, Erosion and Sediment Control - Amendments, sponsored by the Council President at the request of the County Executive (Faden)
Public Hearing is scheduled for 2/5/13 at 1:30 pm.

B. **Bill 2-13**, Streets and Roads - Reconstruction - Coordination, sponsored by Councilmember Leventhal (Faden/Orlin)
Public Hearing is scheduled for 2/5/13 at 1:30 pm.

(4) 10:00 **ACTION** - Amendments to Montgomery County Planning Board work program (Michaelson)

(5) 10:45 **WORKSESSION** - Zoning Text Amendment 12-11, Accessory Apartments - Amendments, and **Bill 31-12**, Accessory Apartments - Licensing (Zyontz)
This worksession will be continued in the afternoon; action is tentatively scheduled for 2/5/13.

12:15 **RECESS**

(6) 1:30 **PUBLIC HEARING** - Supplemental appropriation to the County Government's FY13 Capital Budget and amendment to the FY13-18 Capital Improvements Program, Department of Transportation - \$1,000,000 for Rapid Transit System (Source: County funds) (Orlin)
T&E Committee worksession tentatively scheduled for 1/17/13.

(7) 1:30 **PUBLIC HEARING - Bill 36-12**, Taxation - Hotel/Motel Tax - Use of Revenues (Faden/Sesker)
PHED/GO Committee worksession tentatively scheduled for 1/28/13.

(8) 1:30 **PUBLIC HEARING - Bill 34-12**, Stormwater Management - Water Quality Protection Charge (Faden/Levchenko)
T&E Committee worksession tentatively scheduled for 1/17/13.

- (9) 1:30 **PUBLIC HEARING - Bill 37-12**, Housing - Capital Improvements Program - Affordable Housing Assessment (Faden)
PHED Committee worksession tentatively scheduled for 1/17/13.
- (10) 1:30 **PUBLIC HEARING -** Supplemental appropriation to the Montgomery County Public Schools' FY13 Capital Budget and amendment to the FY13-18 Capital Improvements Program - \$1,100,000 for artificial turf playing field at Wootton High School (Source: Private Contributions) (McGuire)
ED Committee worksession tentatively scheduled for 1/28/13.
- (11) 1:30 **PUBLIC HEARING -** Supplemental appropriation to the County Government's FY13 Operating Budget, Department of Transportation - \$2,441,020 for State of Maryland Department of Transportation Grant and Bike Sharing Program (Source: State grant, Private funds, Fees/memberships, and Mass Transit Facilities Funds) (Orlin)
T&E Committee worksession tentatively scheduled for 1/17/13.
- (5) 2:15 **WORKSESSION -** Zoning Text Amendment 12-11, Accessory Apartments - Amendments, and **Bill 31-12**, Accessory Apartments - Licensing (*continued from morning session, if needed*)(Zyontz)
Action is tentatively scheduled for 2/5/13.
- 4:30 **ADJOURN**
- 7:30 **PUBLIC HEARING - This hearing has been POSTPONED to 1/22/13 at 1:30 pm:**
Bill 33-12, Health and Sanitation - Smoking - County Property (Mihill)

Thursday, January 17, 2013

- 7:30 **PUBLIC HEARINGS by the T&E Committee on the following:** (Faden/Mihill)
 - **Bill 35-12**, Trees - Tree Canopy Conservation
 - **Bill 41-12**, Streets and Roads - Roadside Trees - Protection*T&E Committee worksession tentatively scheduled for 1/28/13.*

*This meeting will be televised live on CCM Channels Comcast 6, RCN 6, and Verizon 30;
repeated on 1/18/13 at 9 pm*

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Future Council Meetings:

Jan 14, 2013	10:00 am	Interviews - Board of Appeals
Jan 14, 2013	1:30 pm	Council Retreat - Cancelled
Jan 15, 2013	9:30 am	Regular Session
Jan 21, 2013		HOLIDAY
Jan 22, 2013	9:30 am	Regular Session
Jan 22, 2013	12:30 pm	Lunch with Regional Services Directors
Jan 28, 2013	12:30 pm	State Legislative Program
Jan 29, 2013	9:30 am	Regular Session
Jan 29, 2013	12:30 pm	Lunch with Congressman Sarbanes

Public Hearing List: To testify call 240-777-7803

January 17, 2013

7:30 pm **Bill 35-12**, Trees - Tree Canopy Conservation

7:30 pm **Bill 41-12**, Streets and Roads - Roadside Trees - Protection

January 22, 2013

1:30 pm Twelve Corrective Map Amendments (G-915 through G-926) to correct technical errors in zoning boundaries and zoning classifications on the official zoning maps for certain properties located throughout the County

1:30 pm **Bill 38-12**, Capital Improvements Program - Child Care Assessment

1:30 pm **Bill 39-12**, Technical Corrections

1:30 pm **Bill 40-12**, Economic Development - Green Organization Supplements

1:30 pm Subdivision Regulation Amendment 12-02, Platting Exemptions - Community Legacy Plan Areas

1:30 pm Subdivision Regulation Amendment 12-03, Minor Subdivisions - Part of a Lot

1:30 pm Subdivision Regulation Amendment 12-04, Minor Subdivisions - Ownership lots

1:30 pm Zoning Text Amendment 12-18, Exemptions - Pre-1928 Resubdivisions

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Public Hearing List: <http://www.montgomerycountymd.gov/content/council/pdf/agenda/FuturePHs.pdf>

Current Agenda: http://www.montgomerycountymd.gov/content/council/pdf/agenda/col/current_agenda.pdf

Comm Agenda: http://www.montgomerycountymd.gov/content/council/pdf/agenda/cm/current_com_agenda.pdf

Packets: <http://www.montgomerycountymd.gov/cshtml.asp?url=/content/council/packet/index.asp>

Bills: <http://www.montgomerycountymd.gov/cshtml.asp?url=/content/council/leg/bill/index.asp>

Resolutions: <http://www.montgomerycountymd.gov/cshtml.asp?url=/content/council/leg/res/index.asp>

Zoning: <http://www.montgomerycountymd.gov/cshtml.asp?url=/content/council/leg/zta/index.asp>

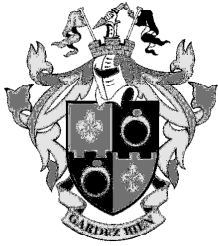
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Tuesday, January 22, 2013

9:30 **INVOCATION** - Mark Mendizabal, Staff Chaplain, Pastoral Care Services, Washington Adventist Hospital

9:35 **PRESENTATION** - Regional United Way recognizes Montgomery County Government for employee giving

9:40 **GENERAL BUSINESS** (Lauer)

A. Announcements - Agenda and Calendar Changes

- A public hearing on the Burtonsville Sectional Map Amendment (G-955) is scheduled for 2/26/13 at 1:30 pm.

The Council is seeking applicants for:

- (1) • Board of Trustees for Employee Retirement Plans and the Consolidated Retiree Health Benefits Trust - *application deadline is 2/13/13.*
- (1.1) • Committee to Study Compensation of County Executive, County Council, Sheriff, and State's Attorney - *application deadline extended to 2/4/13.*

(2) **B. Acknowledgement** - Receipt of Petitions

C. Action - Approval of Minutes: December 3, 10, and 11, 2012
- Approval of Closed Session Minutes: December 10 and 11, 2012

(3) 9:40 **CONSENT CALENDAR**

A. Introduction - Supplemental appropriation to the MCPS' FY13 Capital Budget and amendment to the FY13-18 Capital Improvements Program - \$247,000 for the Westbrook ES Addition (Source of Funds: Contributions) (Levchenko)
Public Hearing/Action is scheduled for 2/12/13.

B. Action - Supplemental appropriation to the County Government's FY13 Operating Budget, Department of Transportation - \$2,441,020 for State of Maryland Department of Transportation Grant and Bike Sharing Program (Source: State grant, Private funds, Fees/memberships, and Mass Transit Facilities Funds) (Orlin)
T&E Committee recommendation will be available 1/17/13.

- C. **Action** - Resolution to support state and federal legislation regulating the sale of guns and ammunition (Fogel)
- D. **Action** - Recommendation of GO Committee on the scope of FY13 OLO Project: Municipal Tax Duplication and Revenue Sharing (Richards)
- (4) 9:45 **ACTION** - Appointment to Merit System Protection Board (Lauer)
GO Committee recommendation will be available 1/17/13.
- (5) 9:50 **ACTION** - Appointment to Board of Appeals (Lauer)
- (6) 9:55 **ACTION** - Supplemental appropriation to the County Government's FY13 Capital Budget and amendment to the FY13-18 Capital Improvements Program, Department of Transportation - \$1,000,000 for Rapid Transit System (Source: Mass Transit fund) (Orlin)
T&E Committee recommendation will be available 1/17/13.
- (7) 10:05 **DISTRICT COUNCIL SESSION**
- A. **Announcement** - Two Corrective Map Amendments (G-950 through G-951) to correct misrepresentations of the zoning maps with regards to the municipal boundaries with the City of Rockville (Michaelson)
Public Hearing/Action is scheduled for 3/5/13 at 1:30 pm.
- B. **Action** - Schematic Development Plan Amendment (SDPA) 12-1, Wildwood Medical Center, LLC; Wildwood Manor Shopping Center, 10402 Old Georgetown Road, North Bethesda (Zyontz)
- C. **Action** - Hearing Examiner's report and recommendation - Local Map Amendment G-913, 4311 Montgomery Avenue, LLC; for the property located at 4705 West Virginia Avenue, Bethesda (Zyontz)
- (8) 10:15 **SEMI-ANNUAL MEETING** - Montgomery Business Development Corporation (MBDC) (Sesker)
- 11:30 **RECESS** 12:30 - *Brown Bag Lunch with Regional Services Center Directors (6CCR)*
- (9) 1:30 **PUBLIC HEARING - Bill 33-12**, Health and Sanitation - Smoking - County Property (Mihill)
HHS Committee worksession tentatively scheduled for 1/31/13.
- (10) 1:30 **PUBLIC HEARING - Bill 40-12**, Economic Development - Green Organization Supplements (Mihill)
- (11) 1:30 **PUBLIC HEARING - Bill 38-12**, Capital Improvements Program - Child Care Assessment (Faden)
HHS/ED Committee worksession tentatively scheduled for 1/31/13.

- (12) 1:30 **PUBLIC HEARING - Bill 39-12, Technical Corrections** (Mihill)
Action is tentatively scheduled for 2/5/13.
- (13) 1:30 **PUBLIC HEARING - ZTA 12-18, Exemptions - Pre-1928 Resubdivisions** (Zyontz)
PHED Committee worksession tentatively scheduled for 1/28/13.
- (14) 1:30 **PUBLIC HEARING - SRA 12-02, Platting Exemptions - Community Legacy Plan Areas** (Zyontz)
PHED Committee worksession tentatively scheduled for 2/4/13.
- (15) 1:30 **PUBLIC HEARING - SRA 12-03, Minor Subdivisions - Part of a Lot** (Zyontz)
PHED Committee worksession tentatively scheduled for 2/4/13.
- (16) 1:30 **PUBLIC HEARING - SRA 12-04, Minor Subdivisions - Ownership lots** (Zyontz)
PHED Committee worksession tentatively scheduled for 2/4/13.
- (17) 1:30 **PUBLIC HEARING/ACTION - Twelve Corrective Map Amendments (G-915 through G-926)**
to correct technical errors in zoning boundaries and zoning classifications on the official zoning
maps for certain properties located throughout the County (Michaelson)
Council will sit as the District Council for action on this item.
- 2:30 **ADJOURN**

*This meeting will be televised live on CCM Channels Comcast 6, RCN 6, and Verizon 30;
repeated on 1/25/13 at 9 pm*

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Future Council Meetings:

Jan 21, 2013		HOLIDAY
Jan 22, 2013	9:30 am	Regular Session
Jan 22, 2013	12:30 pm	Lunch with Regional Services Directors
Jan 28, 2013	12:30 pm	State Legislative Program
Jan 29, 2013	9:30 am	Regular Session
Jan 29, 2013	12:30 pm	Lunch with Congressman Sarbanes
Feb 4, 2013	12:30 pm	State Legislative Program
Feb 5, 2013	9:30 am	Regular Session
Feb 11, 2013	12:30 pm	State Legislative Program
Feb 12, 2013	9:30 am	Regular Session
Feb 18, 2013		HOLIDAY
Feb 25, 2013	12:30 pm	State Legislative Program
Feb 26, 2013	9:30 am	Regular Session

FUTURE PUBLIC HEARINGS

To testify call 240-777-7803

January 22, 2013

- 1:30 pm Twelve Corrective Map Amendments (G-915 through G-926) to correct technical errors in zoning boundaries and zoning classifications on the official zoning maps for certain properties located throughout the County
- 1:30 pm **Bill 38-12**, Capital Improvements Program - Child Care Assessment
- 1:30 pm **Bill 39-12**, Technical Corrections
- 1:30 pm **Bill 40-12**, Economic Development - Green Organization Supplements
- 1:30 pm Subdivision Regulation Amendment 12-02, Platting Exemptions - Community Legacy Plan Areas
- 1:30 pm Subdivision Regulation Amendment 12-03, Minor Subdivisions - Part of a Lot
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- 1:30 pm Zoning Text Amendment 12-18, Exemptions - Pre-1928 Resubdivisions

January 29, 2013

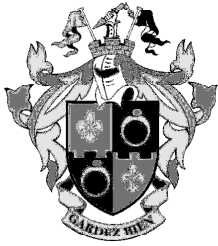
- 1:30 pm Spending Affordability Guidelines for FY14 Operating Budget
- 1:30 pm CIP Amendment - AFI's Silver Theatre
- 1:30 pm Supplemental appropriation to MCPS - \$1,000,000 for Food Services Enterprise Fund
- 1:30 pm Supplemental appropriation to MCPS - \$7,267,938 for Title I, Part A Program

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Current Agenda: http://www.montgomerycountymd.gov/content/council/pdf/agenda/col/current_agenda.pdf
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Zoning: <http://www.montgomerycountymd.gov/cshtml.asp?url=/content/council/leg/zta/index.asp>
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Monday, January 28, 2013

- (1) 12:30 **DISCUSSION** - State Legislative Program (*3rd floor Council Conference Room*) (Wenger)

Tuesday, January 29, 2013

12:30 **Lunch Meeting** with Congressman Sarbanes (*6th floor Council Conference Room*)

1:30 **INVOCATION** - Imam Faizul Khan, Islamic Society of the Washington Area

- (2) 1:30 **PUBLIC HEARING** - Spending Affordability Guidelines for FY14 Operating Budget (Sesker)
GO Committee worksession tentatively scheduled for 2/4/13.

- (3) 1:30 **PUBLIC HEARING** - Amendment to County Government's FY13-18 Capital Improvements Program, Department of General Services - Silver Spring Redevelopment Project for American Film Institute's Silver Theatre (Sesker)
PHED Committee worksession tentatively scheduled for 2/4/13.

- (4) 1:30 **PUBLIC HEARING** - Supplemental appropriation to the MCPS' FY13 Operating Budget - \$1,000,000 for Food Services Enterprise Fund (Source: federal and state funds) (McGuire)
ED Committee worksession tentatively scheduled for 1/31/13.

- (5) 1:30 **PUBLIC HEARING/ACTION** - Supplemental appropriation to the MCPS' FY13 Operating Budget - \$7,267,938 for Title I, Part A Program (Source: federal funds) (McGuire)
ED Committee recommendations will be available 1/28/13.

2:00 **PRESENTATION** - Proclamation recognizing Poverty in America Awareness Month, by Councilmember Ervin

2:05 **GENERAL BUSINESS** (Lauer)

A. **Announcements** - Agenda and Calendar Changes

- (6) The Council is seeking applicants for the Board of Trustees for Employee Retirement Plans and the Consolidated Retiree Health Benefits Trust
- application deadline is 2/13/13

2:05 **GENERAL BUSINESS** (*continued*)

(Lauer)

- (7) The Council is seeking applicants for the Committee to Study Compensation of County Executive, County Council, Sheriff, and State's Attorney
- *application deadline extended to 2/4/13*

- (8) B. **Acknowledgement** - Receipt of Petitions
C. **Action** - Approval of Minutes: January 14, 15, and 16, 2013

(9) 2:10 **CONSENT CALENDAR**

- A. **Introduction** - Resolution to authorize Advance Taking - Century Boulevard Extension(Orlin)
T&E Committee worksession tentatively scheduled for 2/4/13.

- B. **Introduction** - Supplemental appropriation to the County Government's FY13 Capital Budget and amendment to the FY13-18 Capital Improvements Program, Department of General Services - \$7,500,000 for the Silver Spring Transit Center (Source of Funds: GO Bonds)
Public Hearing is scheduled for 2/12/13 at 1:30 pm. (Orlin)

- C. **Introduction** - Supplemental appropriation to the County Government's FY13 Capital Budget and amendment to the FY13-18 Capital Improvements Program, Department of Transportation - \$13,895,000 for bus replacement for Ride On Bus Fleet (Source of Funds: Short-Term Financing)
Public Hearing/Action is scheduled for 2/12/13 at 1:30 pm. (Orlin)

2:15 **DISTRICT COUNCIL SESSION**

- (10) A. **Announcement** - The public hearing on the Chevy Chase Lake Sector Plan is scheduled for 3/5/13 at 1:30 pm. (Michaelson)

2:20 **COG REPORTS** - Updates from Councilmembers serving on Council of Governments

2:30 **ADJOURN**

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repeated on 2/1/13 at 9 pm*

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Future Council Meetings:

Jan 28, 2013	12:30 pm	State Legislative Program
Jan 29, 2013	9:30 am	Regular Session
Jan 29, 2013	12:30 pm	Lunch with Congressman Sarbanes
Feb 4, 2013	12:30 pm	State Legislative Program
Feb 5, 2013	9:30 am	Regular Session
Feb 11, 2013	12:30 pm	Lunch with Senator Mikulski
Feb 12, 2013	9:30 am	Regular Session
Feb 18, 2013		HOLIDAY
Feb 25, 2013	12:30 pm	State Legislative Program
Feb 26, 2013	9:30 am	Regular Session
Mar 4, 2013	12:30 pm	State Legislative Program

Future Public Hearings – To testify call 240-777-7803

February 5, 2013

- 1:30 pm Special appropriation to MCPS - \$364,000 for School Security System - CORRECTED
- 1:30 pm **Expedited Bill 1-13**, Erosion and Sediment Control - Amendments
- 1:30 pm **Bill 2-13**, Streets and Roads - Reconstruction - Coordination
- 7:30 pm **CANCELLED** - FY14 Capital Budget and amendments to FY13-18 CIP and WSSC's FY14-19 CIP *This hearing will be held in conjunction with the Operating Budget public hearing in April.*

February 12, 2013

- 1:30 pm Supplemental appropriation to MCPS FY13 Capital Budget and amendment to FY13-18 CIP - \$247,000 for Westbrook ES Addition- 1:30 pm Supplemental appropriation to County Government's FY13 Capital Budget and amendment to FY13-18 CIP - \$13,895,000 for bus replacement for Ride on Bus Fleet
- 1:30 pm Supplemental appropriation to County Government's FY13 Capital Budget and amendment to FY13-18 CIP - \$7,500,000 for Silver Spring Transit Center

February 26, 2013

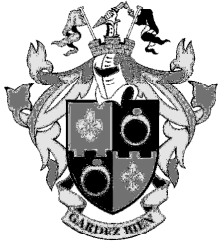
- 1:30 pm Burtonsville Sectional Map Amendment (G-955)

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Monday, February 4, 2013

- (1) 12:30 **DISCUSSION** - State Legislative Program (3rd floor Council Conference Room) (Wenger)

Tuesday, February 5, 2013

9:30 **INVOCATION** - Reverend Mansfield Kaseman, Faith Communities Liaison

9:35 **PRESENTATIONS**

- A. Proclamation recognizing the 50th anniversary of Holy Cross Hospital, by Council President Navarro
- B. Proclamation recognizing Black History Month, by Councilmember Ervin

9:40 **GENERAL BUSINESS** (Lauer)

A. **Announcement** - Agenda and Calendar Changes

- (2) The Council is seeking applicants for the Board of Trustees for Employee Retirement Plans and the Consolidated Retiree Health Benefits Trust
- application deadline is 2/13/13

(3) B. **Acknowledgement** - Receipt of Petitions

C. **Action** - Approval of Minutes: January 22, 2013

(4) 9:45 **CONSENT CALENDAR**

- A. **Action** - Supplemental appropriation to the MCPS' FY13 Operating Budget - \$1,000,000 for Food Services Enterprise Fund (Source: federal and state funds) (McGuire)
ED Committee recommendation will be available on 1/31/13.

- (5) 9:50 **ACTION** - Spending Affordability Guidelines for the FY14 Capital Budget and other general CIP assumptions (Orlin)
GO Committee recommends approval.

(6) 10:10 **DISTRICT COUNCIL SESSION**

- A. **Introduction** - Subdivision Regulation Amendment 13-01, Adequate Public Facilities - Preliminary Subdivision Plan - Validity Period, sponsored by Councilmembers Floreen, Ervin, Navarro, Rice, Berliner, Leventhal, and Riemer. (Faden)

Action - Resolution to establish public hearing for 3/12/13 at 1:30 pm.

- B. **Action** - Zoning Text Amendment 12-11, Accessory Apartments - Amendments (Zyontz)

Council worksession was held on 1/15/13.

10:45 **LEGISLATIVE SESSION Day #3**

(7) **Introduction of Bills:**

- A. **Bill 3-13**, Finance - Economic Development Fund - Equity Investments, sponsored by the Council President at the request of the County Executive (Drummer/Sesker)

Public Hearing is scheduled for 2/26/13 at 1:30 pm.

- B. **Expedited Bill 4-13**, Police Department - Organization and Functions - Assistant Chief of Police, sponsored by the Council President at the request of the County Executive (Drummer)

Public Hearing/Action is scheduled for 2/12/13 at 1:30 pm.

- C. **Bill 5-13**, Property Tax Credit - Accessibility Features, sponsored by Councilmember Leventhal (Mihill)

Public Hearing is scheduled for 2/26/13 at 1:30 pm.

(8) **Call of Bills for Final Reading:**

- A. **Bill 31-12**, Accessory Apartments - Licensing (Zyontz)

Council worksession was held on 1/15/13.

- B. **Bill 39-12**, Technical Corrections (Mihill)

- C. **Bill 37-12**, Housing - Capital Improvements Program - Affordable Housing Assessment (Faden)

PHED Committee recommends enactment with amendments.

- D. **Bill 32-12**, Personnel - Regulations - Persons with Disabilities - Noncompetitive Appointment (Drummer)

GO Committee recommends enactment.

- (9) 11:10 **ACTION** - Supplemental appropriation to the MCPS' FY13 Capital Budget and amendment to the FY13-18 Capital Improvements Program - \$1,100,000 for artificial turf playing field at Wootton High School (Source: Private Contributions) (McGuire)

ED Committee recommends approval.

12:00 **RECESS**

- (10) 1:30 **PUBLIC HEARING - Expedited Bill 1-13**, Erosion and Sediment Control – Amendments
(Faden/Levchenko)
T&E Committee worksession tentatively scheduled for 3/11/13.
- (11) 1:30 **PUBLIC HEARING - Bill 2-13**, Streets and Roads - Reconstruction - Coordination(Faden/Orlin)
T&E Committee worksession to be scheduled at a later date.
- (12) 1:30 **PUBLIC HEARING/ACTION - Special** appropriation to the MCPS' FY13 Capital Budget and amendment to the FY13-18 Capital Improvements Program - \$364,000 for School Security System. (Source: GO bonds) **CORRECTED** (McGuire)
ED Committee recommendations will be available 1/31/13.

ADJOURN

Notice - The public hearing on the FY14 Capital Budget and amendments to FY13-18 Capital Improvements Program (CIP), and WSSC's FY14-19 CIP originally scheduled for February 5 has been postponed. It will be held in conjunction with the FY14 Operating Budget on April 9, 10 and 11, 2013.

*This meeting will be televised live on CCM Channels Comcast 6, RCN 6, and Verizon 30;
repeated on 2/8/13 at 9 pm*

The following appointments were received from the County Executive and are tentatively scheduled for confirmation on February 12, 2013:

Advisory Committee on Consumer Protection: Michelle Clonmell, Paul Mason, Bernard Rod, Bruce Stemerman, Corinne Yourman
Cable and Communications Advisory Committee: Garry Burnett, Robert Andreoli, Yen-Ju Chen, Theodore Ewanciw, Delaney Higgs
Citizens Review Panel for Children: Migdalia Rivera-Goba, Ricardo Rosche-Scott, Kerry Ann Turner, Deepali Bhanot, Jennifer Carson, Nicolas Orechwa
Domestic Violence Coordinating Council: Jessica Levy
Energy and Air Quality Advisory Committee: Sean Boyle, Robert Johnson
Friendship Heights Transportation Management District Advisory Committee: Barbara Condos
Library Board: Arthur Brodsky, Gillian (Jill) Lewis, Michael Triebwasser
Mid-County Citizens Advisory Board: Kimberly Owusukoko
Montgomery Cares Program Advisory Board: Rockefeller Twyman
Silver Spring Citizens Advisory Board: Jonathan Bernstein, Sheila Isong, Sara Mussie, Mary Ann Zimmerman
Silver Spring Urban District Advisory Committee: Daniel Figueroa, Edward Levy
Upcounty Citizens Advisory Board: Brian Donohue
Victim Services Advisory Board: Rosemary Pascarella, Anita Pinto, Sherrie Borden, Stephanie Di Iorio, Esther Greene, Yumiko Ito, Louise Kauffmann, Yolanda O'Neal-Banfield, Judith Whiton
Western Montgomery County Citizens Advisory Board: Lisa Neuder
Workforce Investment Board: Jill Hoyt, Marta Perez, Michael Sullivan

The following appointment was received from the County Executive and is scheduled for interview on February 12, 2013:

Director, Eastern Montgomery Regional Services Center, Community Engagement Cluster: Jewru Bandeh

NOTICE OF UPCOMING COUNCIL MEETINGS

Council meeting notices are posted on the bulletin board in the fifth floor lobby of the Council Office Building in Rockville, and on the Council's website at <http://www.montgomerycountymd.gov/content/council/pdf/agenda/FutureMtgs.pdf>

Future Council Meetings:

Feb 11, 2013	12:00 pm	Lunch with Senator Mikulski
Feb 12, 2013	9:30 am	Regular Session
Feb 18, 2013		HOLIDAY
Feb 25, 2013	12:30 pm	State Legislative Program
Feb 26, 2013	9:30 am	Regular Session
Mar 4, 2013	12:30 pm	State Legislative Program
Mar 5, 2013	9:30 am	Regular Session
Mar 11, 2013	12:30 pm	State Legislative Program
Mar 13, 2013	7:30 pm	Town Hall Meeting

Future Public Hearings – To testify call 240-777-7803

February 12, 2013

1:30 pm Supplemental appropriation and CIP amendment - MCPS - \$247,000 for Westbrook ES Addition
1:30 pm Supplemental appropriation and CIP amendment - \$13,895,000 for bus replacement for Ride on Bus Fleet
1:30 pm Supplemental appropriation and CIP amendment - \$7,500,000 for Silver Spring Transit Center

February 26, 2013 - Sign up to testify by 2/25 at 5 pm:

1:30 pm Burtonsville Sectional Map Amendment (G-955)

March 5, 2013 - Sign up to testify by 3/4 at 5 pm:

1:30 pm Two Corrective Map Amendments (G-950-951) to correct misrepresentations of the zoning maps with regards to the municipal boundaries with the City of Rockville.

March 5, 2013 - Sign up to testify by 3/5 at 10am:

7:30 pm Chevy Chase Lake Sector Plan (*note time change*)

**MONTGOMERY COUNCIL SEEKS APPLICANTS FOR
REPRESENTATIVE ON BOARD OF TRUSTEES FOR
EMPLOYEE RETIREMENT PLANS AND THE
CONSOLIDATED RETIREE HEALTH BENEFITS TRUST**

DEADLINE FOR APPLICATIONS IS 5 P.M. ON WEDNESDAY, FEB. 13

ROCKVILLE, Md., January 10, 2013—The Montgomery County Council is seeking applicants to fill a partial term as the Council representative on the Board of Investment Trustees for the Montgomery County Employee Retirement Plans and the Board of Trustees for the Consolidated Retiree Health Benefits Trust. The Boards set investment policy, hire investment managers and monitor investment performance for the Trust Funds. The deadline for applications is 5 p.m. on Wednesday, February 13.

The Board of Investment Trustees is responsible for overseeing the investment of approximately \$4 billion in assets for nearly 11,000 active and retired members of the three retirement plans: defined

benefit, defined contribution and deferred compensation. The Board of Trustees is responsible for overseeing the investment program for the Consolidated Retiree Health Benefit Trust, which has assets of approximately \$200 million.

This partial term will expire on March 1, 2014; however, the appointee is eligible to apply for reappointment to a full three-year term at that time. The Council policy is that an individual must not serve more than two consecutive full terms on any County board, committee or commission. The appointee may not furnish or be employed by a firm that furnishes to pension funds and other institutional investors the kind of investment services purchased by the board. Members of County boards, committees and commissions may not serve on more than one such group at a time.

The Board of Investment Trustees consists of 13 trustees appointed by the County Executive and confirmed by the County Council. Trustees include the directors of the Office Human Resources, Office of Management and Budget, Department of Finance and the County Council staff; two representatives of the County Council; one active member of the retirement plans who is not a member of a collective bargaining unit; one retired member of a County plan; two members of the public; and individuals recommended by each of the three County employee collective bargaining units.

The Board of Trustees consists of 19 trustees, 13 of whom are members of the Board of Investment Trustees, along with the following additional members: one active employee recommended by the superintendent of Montgomery County Public Schools (MCPS), one retired member of MCPS, one MCPS bargaining unit representative, one active employee recommended by the Montgomery College (MC) president, one retired member of MC, and one MC bargaining unit representative.

Trustees serve three-year terms without compensation from any source for services rendered to the boards. The boards meet six times a year from 8:30 a.m. until approximately 1 p.m., usually on Fridays in January, March, May, July, September and November.

This Council representative position on each Board is for a person who is knowledgeable in pensions, investments or financial matters. The Council will recommend one applicant to the County Executive for appointment to serve on both boards. After the Executive appoints the Council representative, the appointee's name is submitted to the Council for final confirmation. Within 10 days after confirmation, each trustee must sign a certificate stating that the trustee accepts the fiduciary responsibility of the trust

funds and will administer the affairs of the trust with care, skill, prudence and diligence. Appointees must complete a financial disclosure statement within 15 days of Council confirmation and annually thereafter.

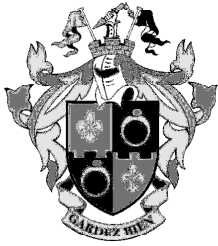
Letters expressing interest in the position, including a resume listing professional and civic experience, should be addressed to Council President Nancy Navarro, County Council Office, 100 Maryland Avenue, Rockville, Maryland 20850. Letters of interest must be received no later than 5 p.m., Wednesday, Feb. 13. It is the Council's policy not to consider applications received after the deadline.

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If you need services to participate in any Council activity, please contact us as far in advance as possible: 240-777-7900 (MD Relay - Dial 711 or 800-201-7165) Email: County.Council@montgomerycountymd.gov.

This document is available in alternative formats upon request.



Montgomery County, Maryland

COUNTY COUNCIL AGENDA

Council Hearing Room, 100 Maryland Avenue, Rockville, Maryland 20850

(240)777-7900 · TTY (240)777-7914 · FAX (240)777-7989

www.montgomerycountymd.gov/council

The Council Agenda is subject to change any time after printing or during the Council meeting. Please contact the Council Office or visit our website to obtain updates.

Monday, February 11, 2013

12:00 **Lunch Meeting** with Senator Mikulski (6th floor Council Conference Room)

Tuesday, February 12, 2013

9:30 **INVOCATION** - Imam Faizul Khan, Islamic Society of the Washington Area

9:35 **PRESENTATIONS**

A. Proclamation recognizing Wootton High School's Golf team for being named State champions, by Councilmember Andrews

B. Proclamation recognizing Wootton High School's Boys Soccer Team for being named State champions, by Councilmember Andrews

9:50 **GENERAL BUSINESS**

(Lauer)

A. **Announcement** - Agenda and Calendar Changes

(1) The Council is seeking applicants for the Board of Trustees for Employee Retirement Plans and the Consolidated Retiree Health Benefits Trust
- application deadline is 2/13/13 at 5:00 pm

(2) B. **Acknowledgement** - Receipt of Petitions

C. **Action** - Approval of Minutes: January 28 and 29, 2013

(3) 9:55 **CONSENT CALENDAR**

A. **Introduction** - Supplemental appropriation to the County Government's FY13 Operating Budget - Montgomery County Fire and Rescue Service - \$1,307,799 for FY12 Senator Amoss Fire, Rescue and Ambulance Fund (State 508) Grant (Source: State Grant) (McGuire)
Public Hearing is scheduled for 3/5/13 at 1:30 pm.

(3) 9:55 **CONSENT CALENDAR** (*continued*)

- B. Introduction - Resolution to support an application for the State's Neighborhood Conservation Initiative: Montgomery Housing Partnership (McMillan)
Action is tentatively scheduled for 2/26/13.
- C. Action - Resolution to amend Resolution 17-443 for the FY13 Designation of Entities for Non-Competitive Award Status: Family Services Agency, Inc. (McMillan)
- D. **Action** - Amendment to County Government's FY13-18 Capital Improvements Program, Department of General Services - Silver Spring Redevelopment Project for American Film Institute's Silver Theatre (Sesker)
PHED Committee recommends approval.
- E. Action - Executive Regulation 15-12, Emergency Medical Service Reimbursement Program (McGuire)
PS Committee recommends approval.
- F. Action - Resolution to authorize Advance Taking - Century Boulevard Extension (Orlin)
T&E Committee recommends approval with amendments.
- G. **Action** - Resolution to approve an abandonment of a portion of Waters Road in Germantown Town Sector (Arthur)
T&E Committee recommends approval.
- H. **Action** - Confirmation of County Executive appointments to the Citizens review Panel for Children: Migdalia Rivera-Goba, Ricardo Rosche-Scott, Kerry Ann Turner, Deepali Bhanot, Jennifer Carson, Nicolas Orechwa (Lauer)
- I. **Action** - Confirmation of County Executive appointment to the Domestic Violence Coordinating Council: Jessica Levy (Lauer)
- J. **Action** - Confirmation of County Executive appointments to the Energy and Air Quality Advisory Committee: Sean Boyle, Robert Johnson (Lauer)
- K. **Action** - Confirmation of County Executive appointment to the Friendship Heights Transportation Management District Advisory Committee: Barbara Condos (Lauer)
- L. **Action** - Confirmation of County Executive appointments to the Library Board: Arthur Brodsky, Gillian (Jill) Lewis, Michael Triebwasser (Lauer)
- M. **Action** - Confirmation of County Executive appointment to the Mid-County Citizens Advisory Board: Kimberly Owusukoko (Lauer)
- N. **Action** - Confirmation of County Executive appointment to the Montgomery Cares Program Advisory Board: Rockefeller Twyman (Lauer)

(3) 9:55 **CONSENT CALENDAR** (*continued*)

- O. Action - Confirmation of County Executive appointments to the Silver Spring Citizens Advisory Board: Jonathan Bernstein, Sheila Isong, Sara Mussie, Mary Ann Zimmerman (Lauer)
- P. **Action** - Confirmation of County Executive appointments to the Silver Spring Urban District Advisory Committee: Daniel Figueroa, Edward Levy (Lauer)
- Q. **Action** - Confirmation of County Executive appointment to the Upcounty Citizens Advisory Board: Brian Donohue (Lauer)
- R. Action - Confirmation of County Executive appointments to the Victim Services Advisory Board: Rosemary Pascarella, Anita Pinto, Sherrie Borden, Stephanie Di Iorio, Esther Greene, Yumiko Ito, Louise Kauffmann, Yolanda O'Neal-Banfield, Judith Whiton (Lauer)
- S. **Action** - Confirmation of County Executive appointment to the Western Montgomery County Citizens Advisory Board: Lisa Neuder (Lauer)
- T. **Action** - Confirmation of County Executive appointments to the Workforce Investment Board: Jill Hoyt, Marta Perez, Michael Sullivan (Lauer)
- U. **Action** - Confirmation of County Executive appointments to the Advisory Committee on Consumer Protection: Michelle Clonmell, Paul Mason, Bernard Rod, Bruce Stemerman, Corinne Yourman (Lauer)
- V. **Action** - Confirmation of County Executive appointments to the Cable and Communications Advisory Committee: Garry Burnett, Robert Andreoli, Yen-Ju Chen, Theodore Ewanciw, Delaney Higgs (Lauer)

- (4) 10:00 **ACTION** - Spending Affordability Guidelines for FY14 Operating Budget (Sesker)
GO Committee recommends approval.

10:45 **LEGISLATIVE SESSION Day #4**

(5) **Call of Bills for Final Reading:**

- A. **Bill 36-12**, Taxation - Hotel/Motel Tax - Use of Revenues (Faden/Sesker)
PHED/GO Committee recommends enactment.
- B. **Bill 33-12**, Health and Sanitation - Smoking - County Property (Mihill)
HHS Committee recommends enactment with amendments.

(6) 11:30 **DISTRICT COUNCIL SESSION**

- A. **Action** - Subdivision Regulation Amendment 12-02, Platting Exemptions - Community Legacy Plan Areas (Zyontz)
PHED Committee recommends approval with amendments.

(6) 11:30 **DISTRICT COUNCIL SESSION** (*continued*)

B. **Action** - Subdivision Regulation Amendment 12-04, Minor Subdivisions - Ownership lots
(Zyontz)

PHED Committee recommends approval.

11:45 **RECESS**

(7) 1:30 **PUBLIC HEARING** - Supplemental appropriation to the County Government's FY13 Capital Budget and amendment to the FY13-18 Capital Improvements Program, Department of General Services - \$7,500,000 for the Silver Spring Transit Center (Source of Funds: GO Bonds)
(Orlin)

T&E Committee worksession tentatively scheduled for 3/11/13.

(8) 1:30 **PUBLIC HEARING/ACTION** - Supplemental appropriation to the MCPS' FY13 Capital Budget and amendment to the FY13-18 Capital Improvements Program - \$247,000 for the Westbrook ES Addition (Source of Funds: Contributions)
(Levchenko)
ED Committee recommends approval.

(9) 1:30 **PUBLIC HEARING/ACTION** - Supplemental appropriation to the County Government's FY13 Capital Budget and amendment to the FY13-18 Capital Improvements Program, Department of Transportation - \$13,895,000 for bus replacement for Ride On Bus Fleet (Source of Funds: Short-Term Financing)
(Orlin)
T&E Committee recommends approval with amendments.

(10) 1:30 **PUBLIC HEARING - Expedited Bill 4-13**, Police Department - Organization and Functions - Assistant Chief of Police
(Drummer/Mihill)
Action is scheduled at the conclusion of this public hearing.

1:45 **LEGISLATIVE SESSION Day #4** (*continued*)

(11) **Call of Bills for Final Reading:**

A. **Expedited Bill 4-13**, Police Department - Organization and Functions - Assistant Chief of Police
(Drummer/Mihill)
PS Committee recommends enactment.

(11) 1:50 **ACTION** - Executive Regulation 26-12AM, Position Description - Assistant Chief of Police
(Drummer/Mihill)
PS Committee recommends approval.

1:55 **ADJOURN**

(12) 2:00 **INTERVIEW** - County Executive's appointment as Director, Eastern Montgomery Regional Services Center: Jewru Bandeh (*3rd floor Council Conference Room*)
(Lauer)

Notice - The public hearing on the FY14 Capital Budget and amendments to FY13-18 Capital Improvements Program (CIP), and WSSC's FY14-19 CIP originally scheduled for February 5 has been postponed. It will be held in conjunction with the FY14 Operating Budget on April 9, 10 and 11, 2013.

*This meeting will be televised live on CCM Channels Comcast 6, RCN 6, and Verizon 30;
repeated on 2/15/13 at 9 pm*

The following appointments were received from the County Executive and are tentatively scheduled for confirmation on February 26, 2013:

Commission on Landlord-Tenant Affairs: Richard Lashley, David Greenstein, Charles Marschke, Robyn Jones

NOTICE OF UPCOMING COUNCIL MEETINGS

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Future Council Meetings:

Feb 18, 2013		HOLIDAY
Feb 25, 2013	12:30 pm	State Legislative Program
Feb 26, 2013	9:30 am	Regular Session
Mar 4, 2013	12:30 pm	State Legislative Program
Mar 5, 2013	9:30 am	Regular Session
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Mar 12, 2013	9:30 am	Regular Session
Mar 13, 2013	7:30 pm	Town Hall Meeting
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Future Public Hearings - To testify call 240-777-7803

February 26, 2013 - Sign up to testify by 2/25 at 5 pm:

1:30 pm Burtonsville Sectional Map Amendment (G-955)
1:30 pm **Bill 5-13**, Property Tax Credit – Accessibility Features

March 5, 2013 - Sign up to testify by 3/4 at 5 pm:

1:30 pm Two Corrective Map Amendments (G-950-951) to correct misrepresentations of the zoning maps with regards to the municipal boundaries with the City of Rockville.
1:30 pm **Bill 3-13**, Finance - Economic Development Fund - Equity Investments

March 5, 2013 - Sign up to testify by 3/5 at 10am:

~~7:30~~ pm Chevy Chase Lake Sector Plan (*note time change*)

March 12, 2013 - Sign up to testify by 3/11 at 5 pm:

1:30 pm SRA 13-01, Adequate Public Facilities - Preliminary Subdivision Plan - Validity Period

**MONTGOMERY COUNCIL SEEKS APPLICANTS FOR
REPRESENTATIVE ON BOARD OF TRUSTEES FOR
EMPLOYEE RETIREMENT PLANS AND THE
CONSOLIDATED RETIREE HEALTH BENEFITS TRUST**

DEADLINE FOR APPLICATIONS IS 5 P.M. ON WEDNESDAY, FEB. 13

ROCKVILLE, Md., January 10, 2013—The Montgomery County Council is seeking applicants to fill a partial term as the Council representative on the Board of Investment Trustees for the Montgomery County Employee Retirement Plans and the Board of Trustees for the Consolidated Retiree Health Benefits Trust. The Boards set investment policy, hire investment managers and monitor investment performance for the Trust Funds. The deadline for applications is 5 p.m. on Wednesday, February 13.

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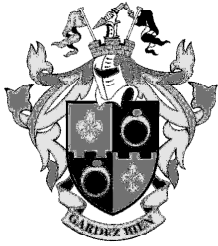
Letters expressing interest in the position, including a resume listing professional and civic experience, should be addressed to Council President Nancy Navarro, County Council Office, 100 Maryland Avenue, Rockville, Maryland 20850. Letters of interest must be received no later than 5 p.m., Wednesday, Feb. 13. It is the Council's policy not to consider applications received after the deadline.

Visit the Council website for other valuable resources:

Councilmembers: <http://www.montgomerycountymd.gov/csltmpl.asp?url=/content/council/index.asp>
Public Participation: <http://www.montgomerycountymd.gov/csltmpl.asp?url=/content/council/about/pub.asp>
Public Hearing List: <http://www.montgomerycountymd.gov/content/council/pdf/agenda/FuturePHs.pdf>
Current Agenda: http://www.montgomerycountymd.gov/content/council/pdf/agenda/col/current_agenda.pdf
Comm Agenda: http://www.montgomerycountymd.gov/content/council/pdf/agenda/cm/current_com_agenda.pdf
Packets: <http://www.montgomerycountymd.gov/csltmpl.asp?url=/content/council/packet/index.asp>
Bills: <http://www.montgomerycountymd.gov/csltmpl.asp?url=/content/council/leg/bill/index.asp>
Resolutions: <http://www.montgomerycountymd.gov/csltmpl.asp?url=/content/council/leg/res/index.asp>
Zoning: <http://www.montgomerycountymd.gov/csltmpl.asp?url=/content/council/leg/zta/index.asp>
View Current Live Session: http://montgomerycountymd.granicus.com/MediaPlayer.php?publish_id=4
View Archives: <http://www.montgomerycountymd.gov/csltmpl.asp?url=/content/council/ondemand/index.asp>
Other: <http://www.montgomerycountymd.gov/csltmpl.asp?url=/content/council/index.asp>



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Montgomery County, Maryland

COUNTY COUNCIL AGENDA

Council Hearing Room, 100 Maryland Avenue, Rockville, Maryland 20850

(240)777-7900 · (MD Relay) Dial 711 or 800-201-7165 · FAX (240)777-7989

www.montgomerycountymd.gov/council

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Monday, February 25, 2013

- (1) 12:30 **DISCUSSION** - State Legislative Program (3rd floor Council Conference Room) (Wenger)

Tuesday, February 26, 2013

1:30 **INVOCATION** - Moment of Silence

- (2) 1:30 **PUBLIC HEARING** - Burtonsville Sectional Map Amendment (G-955) (Michaelson)
PHED Committee worksession tentatively scheduled for 3/4/13.

- (3) 1:30 **PUBLIC HEARING - Bill 5-13**, Property Tax Credit - Accessibility Features (Mihill)
GO Committee worksession tentatively scheduled for 3/11/13.

1:45 **PRESENTATIONS**

A. Proclamation recognizing Lunar New Year, by Council President Navarro and Councilmember Ervin

B. Proclamation recognizing companies on the Inc. 500 list, by Councilmember Floreen

C. Proclamation recognizing the Historic Button Farm, by Council Vice President Rice

2:10 **GENERAL BUSINESS** (Lauer)

- (4) A. **Announcement** - Agenda and Calendar Changes
B. **Acknowledgement** - Receipt of Petitions
C. **Action** - Approval of Minutes: February 4 and 5, 2013

(5) 2:15 **CONSENT CALENDAR**

- A. **Introduction** - Supplemental appropriation to the MCPS' FY13 Capital Budget and amendment to the FY13-18 Capital Improvements Program - \$110,000 for upgraded stadium scoreboard at Damascus High School. (Source: Contributions) (McGuire)
Public Hearing/Action is scheduled for 3/12/13 at 1:30 pm.

(5) 2:15 **CONSENT CALENDAR** (*continued*)

B. **Receipt and Release** - Office of Legislative Oversight Report 2013-2: Review of Montgomery County's Economic Development Incentive Programs (Howard)
PHED Committee worksession tentatively scheduled for 3/11/13.

C. **Action** - Appointments to Committee to Study Compensation of County Executive, County Council, Sheriff, and State's Attorney (Lauer)
GO Committee recommends seven applicants for approval.

D. **Action** - Resolution to support an application for the State's Neighborhood Conservation Initiative: Montgomery Housing Partnership (McMillan)

E. **Action** - Confirmation of County Executive appointments to the Commission on Landlord-Tenant Affairs: Richard Lashley, David Greenstein, Charles Marschke, Robyn Jones (Lauer)

(6) 2:20 **ACTION** - Confirmation of County Executive's appointment as Director, Eastern Montgomery Regional Services Center: Jewru Bandeh (Lauer)

2:30 **ADJOURN**

*This meeting will be televised live on CCM Channels Comcast 6, RCN 6, and Verizon 30;
repeated on 3/1/13 at 9 pm*

Future Council Meetings:

Mar 4, 2013	12:30 pm	State Legislative Program
Mar 5, 2013	9:30 am	Regular Session
Mar 11, 2013	12:30 pm	State Legislative Program
Mar 12, 2013	9:30 am	Regular Session
Mar 13, 2013	7:30 pm	Town Hall Meeting - Silver Spring AFI Theatre
Mar 18, 2013	12:30 pm	State Legislative Program
Mar 19, 2013	9:30 am	Regular Session
Mar 21, 2013	6:30 pm	Meeting w/ MC Chapter of the Maryland Municipal League
Mar 25, 2013	12:30 pm	State Legislative Program
Mar 26, 2013	9:30 am	Regular Session
Apr 2, 2013	9:30 am	Regular Session
Apr 9, 2013	9:30 am	Regular Session

Future Public Hearings – To testify call 240-777-7803

*Notice - Beginning February 26, 2013 the deadline to sign up to testify
for 1:30 hearings - 5:00 pm the day before the hearing
for 7:30 hearings - 10:00 am the day of the hearing*

March 5, 2013 - Sign up to testify by 3/4 at 5 pm:

- 1:30 pm Supplemental appropriation to County Government's FY13 Operating Budget - MCFRS - \$1,307,799 for FY12 Senator Amoss Fire, Rescue and Ambulance Fund (State 508) Grant
- 1:30 pm Two Corrective Map Amendments (G-950-951) to correct misrepresentations of the zoning maps with regards to the municipal boundaries with the City of Rockville.
- 1:30 pm **Bill 3-13**, Finance - Economic Development Fund - Equity Investments

March 5, 2013 - Sign up to testify by 3/5 at 10am:

- 7:30 pm Chevy Chase Lake Sector Plan (*note time change*)

March 12, 2013 - Sign up to testify by 3/11 at 5pm:

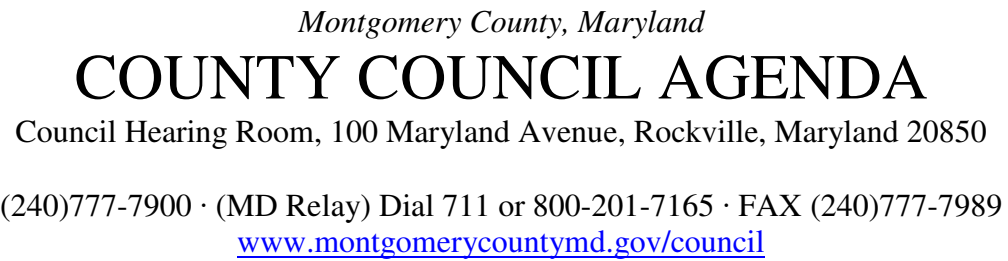
- 1:30 pm SRA 13-01, Adequate Public Facilities - Preliminary Subdivision Plan - Validity Period
- 1:30 pm Supplemental appropriation and CIP amendment - MCPS - \$110,000 for upgraded stadium scoreboard at Damascus High School

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Resolutions: <http://www.montgomerycountymd.gov/cshtml.asp?url=/content/council/leg/res/index.asp>
Zoning: <http://www.montgomerycountymd.gov/cshtml.asp?url=/content/council/leg/zta/index.asp>
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View Archives: <http://www.montgomerycountymd.gov/cshtml.asp?url=/content/council/ondemand/index.asp>
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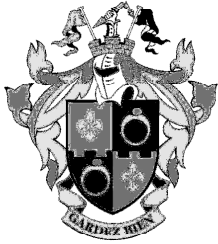


ADDENDUM

Tuesday, March 5, 2013

(4) Introduction of Bills:

Deferred: A. **Expedited Bill 6-13**, Working Families Income Supplement - Amount, sponsored by Councilmembers Riemer and Elrich (Drummer)



Montgomery County, Maryland

COUNTY COUNCIL AGENDA

Council Hearing Room, 100 Maryland Avenue, Rockville, Maryland 20850

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Monday, March 4, 2013

- (1) 12:30 **DISCUSSION** - State Legislative Program - **CANCELLED** (Wenger)

Tuesday, March 5, 2013

9:30 **INVOCATION** - Chaplain Mark Mendizabal, Adventist Health Care, Takoma Park

9:35 **PRESENTATIONS**

- A. Proclamation recognizing National Consumer Protection Week, by Councilmember Ervin
- B. Proclamation recognizing Cathy Fink, Marcy Marxer, and Barbara Lamb for being selected by the U.S. Department of State's American Music Abroad program, by Councilmember Leventhal

9:50 **GENERAL BUSINESS** (Lauer)

- (2)
- A. **Announcement** - Agenda and Calendar Changes
 - B. **Acknowledgement** - Receipt of Petitions
 - C. **Action** - Approval of Minutes: February 11 and 12, 2013

(3) 9:55 **CONSENT CALENDAR**

- A. **Receipt and Release** - OLO Report 2013-3, Employee Work Hours and Leave in Montgomery County Government (Rubin/Latham)
PS/GO Committee worksession tentatively scheduled for 3/14/13.
- B. **Action** - Recommendation to County Executive for appointment of Council representative to the Board of Investment Trustees for the Montgomery County Employee Retirement Plans and the Board of Trustees for the Consolidated Retiree Health Benefits Trust: Mr. David Locke (Lauer)
GO Committee recommends approval.
- C. **Action** - Executive Regulation 25-12AM - Financial Disclosure (Drummer)

10:00 **LEGISLATIVE SESSION Day # 7**

(4) **Introduction of Bills:**

- Deferred:**
- A. **Expedited Bill 6-13**, Working Families Income Supplement - Amount, sponsored by Councilmembers Riemer and Elrich (Drummer)
Public Hearing will be scheduled at a later date.
- B. **Bill 7-13**, Emergency Medical Transportation - Use of Revenue - Amendment, sponsored by the Council President at the request of the County Executive (Faden)
Public Hearing is scheduled for 4/2/13 at 1:30 pm.

(5) **Call of Bills for Final Reading**

- A. **Bill 38-12**, Capital Improvements Program - Child Care Assessment (Faden)
HHS/ED Committee recommends enactment with amendments.

(6) 10:20 **OVERVIEW** - Chevy Chase Lake Sector Plan (Michaelson)

11:00 **PROPOSED CLOSED SESSION** to consider matters that concern proposals for businesses or industrial organizations to locate, expand, or remain in the State, pursuant to Maryland Code, State Government Article, §10-508 (a)(4). Topic is to discuss the retention and expansion of two specific companies in the County. *(3rd Floor Council Conference Room)* (Faden/Sesker)

12:15 **RECESS**

- (7) 1:30 **PUBLIC HEARING** - Supplemental appropriation to the County Government's FY 13 Operating Budget - Montgomery County Fire and Rescue Service - \$1,307,799 for FY12 Senator Amoss Fire, Rescue and Ambulance Fund (State 508) Grant (Source: State Grant) (McGuire)
PS Committee worksession tentatively scheduled for 3/7/13.

- (8) 1:30 **PUBLIC HEARING - Bill 3-13**, Finance - Economic Development Fund - Equity Investments, sponsored by the Council President at the request of the County Executive (Drummer/Sesker)
PHED Committee worksession tentatively scheduled for 3/11/13.

- (9) 1:30 **PUBLIC HEARING/ACTION** - Two Corrective Map Amendments (G-950 through G-951) to correct misrepresentations of the zoning maps with regards to the municipal boundaries with the City of Rockville (Michaelson)
Council will sit as the District Council for action on this item.

2:00 **ADJOURN**

- (10) 7:30 **PUBLIC HEARING** - Chevy Chase Lake Sector Plan (Michaelson)
Sign up to testify by 10 am on 3/5/13. PHED Committee worksession tentatively scheduled for 3/18/13.

*This meeting will be televised live on CCM Channels Comcast 6, RCN 6, and Verizon 30;
repeated on 3/8/13 at 9 pm*

The following appointments were received from the County Executive and are scheduled for interview on March 7, 2013, with confirmation to be scheduled at a later date.

Assistant Chiefs of Police: Commander Luther T. Reynolds, Captain Darryl W. McSwain

NOTICE OF UPCOMING COUNCIL MEETINGS

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Zoning: <http://www.montgomerycountymd.gov/cshtml.asp?url=/content/council/leg/zta/index.asp>
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Other: <http://www.montgomerycountymd.gov/cshtml.asp?url=/content/council/index.asp>

Future Public Hearings – To testify call 240-777-7803

*The deadline to sign up to testify for 1:30 hearings - 5:00 pm the day before the hearing;
for 7:30 hearings - 10:00 am the day of the hearing.*

March 12, 2013 - Sign up to testify by 3/11 at 5pm:


1:30 pm SRA 13-01, Adequate Public Facilities - Preliminary Subdivision Plan - Validity Period
1:30 pm Supplemental appropriation and CIP amendment - MCPS - \$110,000 for upgraded stadium scoreboard at Damascus High School

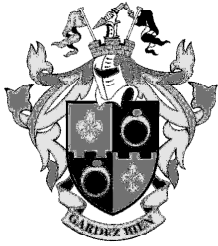
April 2, 2013 - Sign up to testify by 4/1 at 5 pm:

1:30 pm **Bill 7-13**, Emergency Medical Transportation - Use of Revenue - Amendment

Future Council Meetings:

Mar 11, 2013	12:30 pm	State Legislative Program
Mar 12, 2013	9:30 am	Regular Session
Mar 13, 2013	7:30 pm	Town Hall Meeting Silver Spring AFI Theatre
Mar 15, 2013	9:00 am	Meeting with County Executive - Budget Transmittal
Mar 18, 2013	12:30 pm	State Legislative Program
Mar 19, 2013	9:30 am	Regular Session
Mar 21, 2013	6:30 pm	Meeting w/ MC Chapter of the Maryland Municipal League
Mar 25, 2013	12:30 pm	State Legislative Program
Mar 26, 2013	9:30 am	Regular Session
Apr 2, 2013	9:30 am	Regular Session
Apr 9, 2013	9:30 am	Regular Session

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Montgomery County, Maryland

COUNTY COUNCIL AGENDA

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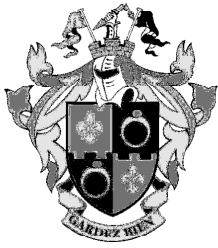
ADDENDUM

Tuesday, March 12, 2013

(3) 9:50 **CONSENT CALENDAR**

Added: B. **Introduction** - Resolution to approve a certain finance plan of the Washington Suburban Sanitary Commission for the issuance of refunding bonds (Levchenko)
Action is tentatively scheduled for 3/19/13.

Deferred: 11:30 **PROPOSED CLOSED SESSION** for the purpose of consulting with counsel to obtain legal advice, and to consult about pending or potential litigation, pursuant to Maryland Code, State Government Article, §10-508 (a) (7) and (8). Topic is collective bargaining cases. (3rd Floor Council Conference Room) (Faden/Drummer)



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Monday, March 11, 2013

- (1) 12:30 **DISCUSSION** - State Legislative Program (*3rd floor Council Conference Room*) (Wenger)

Tuesday, March 12, 2013

9:00 **PS Committee** - Interview of Assistant Police Chiefs (*6th floor Council Conference Room*)

9:30 **INVOCATION** - Ani Rinchen Khandro, Kunzang Palyul Choling, Poolesville

9:35 **PRESENTATIONS**

A. Proclamation recognizing March 11-17 as National Multiple Sclerosis Awareness Week, by Councilmember Berliner

B. Proclamation recognizing the 45th anniversary of Community Ministries of Rockville, by Councilmember Floreen

9:45 **GENERAL BUSINESS** (Lauer)

A. **Announcement** - Agenda and Calendar Changes

The public hearing on the FY14 Operating Budget, the FY14 Capital Budget and amendments to FY13-18 Capital Improvements Program (CIP), and WSSC's FY14-19 CIP is scheduled for April 9, 10, and 11, 2013 at 7:00 pm, and April 10 and 11, 2013 at 1:30 pm.

Persons wishing to testify should call 240-777-7803 beginning March 15, 2013.

- (2) B. **Acknowledgement** - Receipt of Petitions
C. **Action** - Approval of Minutes: February 11 and 12, 2013

(3) 9:50 **CONSENT CALENDAR**

A. **Receipt and Release** - Office of Legislative Oversight Report 2013-4, Achievement Gap Update (Bonner-Tompkins/Richards)

ED Committee worksession tentatively scheduled for 3/18/13.

- (4) 9:55 **ACTION** - Confirmation of County Executive appointments of Assistant Police Chiefs: Commander Luther T. Reynolds and Captain Darryl W. McSwain (Lauer)
PS Committee interviews to be held at 9:00 am.

10:00 **PROPOSED CLOSED SESSION** for the purpose of consulting with counsel to obtain legal advice, and to consult about pending or potential litigation, pursuant to Maryland Code, State Government Article, §10-508 (a) (7) and (8). Topic is Bethel World Outreach Church case. *3rd floor Council Conference Room* (Faden)

10:30 **PROPOSED CLOSED SESSION** to consider the acquisition of real property for a public purpose and matters directly related thereto, pursuant to Maryland Code, State Government Article, §10-508 (a)(3). Topic is Wheaton Redevelopment. *3rd floor Council Conference Room* (Sesker/Faden)

12:15 **RECESS**

- (5) 1:30 **PUBLIC HEARING** - Subdivision Regulation Amendment 13-01, Adequate Public Facilities - Preliminary Subdivision Plan -Validity Period (Faden)
Council action is tentatively scheduled for 3/19/13.

- (6) 1:30 **PUBLIC HEARING/ACTION** - Supplemental appropriation to the MCPS' FY13 Capital Budget and amendment to the FY13-18 Capital Improvements Program - \$110,000 for upgraded stadium scoreboard at Damascus High School. (Source: Contributions) (McGuire)
ED Committee recommendation will be available 3/11/13.

1:55 **DISTRICT COUNCIL SESSION**

- (7) A. **Introduction** - Zoning Text Amendment 13-01, Planned Development Zones - Procedures, sponsored by Councilmember Berliner (Zyontz)
Public Hearing is scheduled for 4/16/13 at 1:30 pm.

- (8) B. **Action** - Burtonsville Sectional Map Amendment (G-955) (Michaelson)

2:00 **ADJOURN**

*This meeting will be televised live on CCM Channels Comcast 6, RCN 6, and Verizon 30;
repeated on 3/15/13 at 9 pm*

The following appointments were received from the County Executive and are scheduled for interview on March 12, 2013, with confirmation tentatively scheduled for March 12, 2013.

Assistant Chiefs of Police: Commander Luther T. Reynolds, Captain Darryl W. McSwain

The following appointments were received from the County Executive and are tentatively scheduled for confirmation on March 19, 2013:

Agricultural Advisory Committee: Jane Evans, David Heisler, David Weitzer, Drew Stabler, Patrick Brown, Paul Kuhlman, Gary Marx

Board of Registration for Building Contractors: Ralph Mollet

Commission on People with Disabilities: Dana Cohen, Mark Maxin, Stephen Riley, Arthur Livingston, Seth Morgan, Michael Pearlman, Marcia Rohrer, Francesca Pellegrino, Paul Eisenhaur, Matthew Segal, Diane Stahl

Committee on Hate/Violence: Mansfield (Kasey) Kaseman

Montgomery Cares Program Advisory Board: Diane Clonmell, Michael Dempsey

Pedestrian Bicycle and Traffic Safety Advisory Committee: Arthur Holmes, John Hall, Anyesha Mookherjee

Silver Spring Transportation Management District Advisory Committee: Molly King

Water Quality Advisory Group: Nathan Engle, Scott Roser, Phillip Wagner, Dan Dozier, Elizabeth Forbes

White Flint Downtown Advisory Committee: Lee Barnes, Bob Daley, Brian Downie, Deirdre Johnson, Francine Waters, Kenneth Hartman, Peggy Schwartz, Thomas Murphy, Andrew Shulman, Paul Meyer, Bernard Meyers, Clifford Cohen, Tara Flynn

County Council Representative to the Board of Investment Trustees for the Montgomery County Employee Retirement Plans and the Board of Trustees for the Consolidated Retiree Health Benefits Trust: Mr. David Locke

Future Council Meetings:

Mar 13, 2013	7:30 pm	Town Hall Meeting Silver Spring AFI Theatre
Mar 15, 2013	9:00 am	Meeting with County Executive - Budget Transmittal
Mar 18, 2013	12:30 pm	State Legislative Program
Mar 19, 2013	9:30 am	Regular Session
Mar 21, 2013	6:30 pm	Meeting w/ MC Chapter of the Maryland Municipal League
Mar 25 - 29, 2013		RECESS
Apr 1, 2013	12:30 pm	State Legislation
Apr 2, 2013	9:30 am	Regular Session
Apr 9, 2013	9:30 am	Regular Session

Future Public Hearings:

Mar 12, 2013 - Sign up to testify by 3/11 at 5 pm:

1:30 pm SRA 13-01, Adequate Public Facilities - Preliminary Subdivision Plan - Validity Period

1:30 pm Supplemental appropriation and CIP amendment - MCPS - \$110,000 for upgraded stadium scoreboard at Damascus High School

Apr 2, 2013 -Sign up to testify by 4/1 at 5 pm:

1:30 pm **Bill 7-13**, Emergency Medical Transportation - Use of Revenue – Amendment

Apr 9, 2013

7:00 pm FY14 Operating Budget, FY Capital Budget and amendments to FY13-18 CIP, and WSSC's CIP

Apr 10, 2013

1:30 pm FY14 Operating Budget, FY Capital Budget and amendments to FY13-18 CIP, and WSSC's CIP

7:00 pm FY14 Operating Budget, FY Capital Budget and amendments to FY13-18 CIP, and WSSC's CIP

Apr 11, 2013

1:30 pm FY14 Operating Budget, FY Capital Budget and amendments to FY13-18 CIP, and WSSC's CIP

7:00 pm FY14 Operating Budget, FY Capital Budget and amendments to FY13-18 CIP, and WSSC's CIP

Apr 16, 2013

1:30 pm ZTA 13-01 - Planned Unit Development Zones - Procedures

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Comm Agenda: http://www.montgomerycountymd.gov/content/council/pdf/agenda/cm/current_com_agenda.pdf

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Resolutions: <http://www.montgomerycountymd.gov/cs/templ.asp?url=/content/council/leg/res/index.asp>

Zoning: <http://www.montgomerycountymd.gov/cs/templ.asp?url=/content/council/leg/zta/index.asp>

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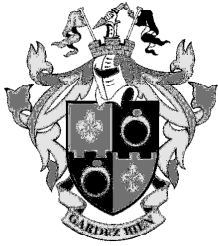
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ADDENDUM

Tuesday, March 19, 2013

10:10 GENERAL BUSINESS

A. **Announcement:**

- (1.1) The analyst packet containing the recommended and potential amendments to the FY13-18 Capital Improvements Program (CIP) and FY14 Capital Budget, and the Recommended FY14-19 CIP and FY14 Capital Budget of the Washington Suburban Sanitary Commission that will be the subject of the April 9, 10 and 11 budget public hearings is now available online or in the Council Office of Legislative Information 240-777-7910.

(3) 10:15 CONSENT CALENDAR

- A. **Introduction** - Supplemental appropriations to the County Government's FY13 Capital Budget and amendments to the FY13-18 Capital Improvements Program, Department of Transportation: (Source: GO Bonds) (Orlin)

Revised:

- \$1.5 million for Sidewalk and infrastructure revitalization
- \$1 million for Permanent patching: residential/rural roads
- \$2.5 million for Residential and rural road rehabilitation
- \$1 million for Resurfacing: residential/rural roads

Added:

- \$2.591 million for Resurfacing: primary/arterial roads

Public Hearing is scheduled for 4/9/13 at 1:30 pm.

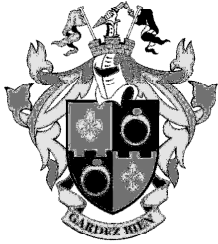
- Added:**
- Q. **Introduction** - Supplemental appropriation to the County Government's FY13 Capital Budget and amendment to the FY13-18 Capital Improvements Program, Department of Housing and Community Affairs - \$3,881,000 to fund additional investments in affordable housing projects (Source: Loan Repayment Proceeds) (McMillan)

Public Hearing is scheduled for 4/9/13 at 1:30 pm.



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Monday, March 18, 2013

- (1) 12:30 **DISCUSSION** - State Legislative Program (3rd floor Council Conference Room) (Wenger)

Tuesday, March 19, 2013

9:30 **INVOCATION** - Ms. Lynn Mandujano, First Church of Christ, Scientist, Rockville

9:35 **PRESENTATIONS**

- A. Proclamation recognizing National Agriculture Day, by Council President Navarro, Councilmember Berliner, and Council Vice President Rice
- B. Proclamation recognizing the 23rd anniversary of Rebuilding Together, by Councilmember Floreen
- C. Proclamation recognizing Montgomery County Board of Education member, Dr. Judy Docca, for receiving the 2013 Minority Recognition Leadership Award, by Council Vice President Rice
- D. Proclamation recognizing March as Women's History Month, by Council President Navarro, Councilmember Ervin, and Councilmember Floreen

10:10 **GENERAL BUSINESS** (Lauer)

- (2)
- A. **Announcement** - Agenda and Calendar Changes
 - B. **Acknowledgement** - Receipt of Petitions
 - C. **Action** - Approval of Minutes: March 5, 2013
- Approval of Closed Session Minutes: March 5, 2013

(3) 10:15 **CONSENT CALENDAR**

- A. **Introduction** - Supplemental appropriations to the County Government's FY13 Capital Budget and amendments to the FY13-18 Capital Improvements Program, Department of Transportation: (Source: GO Bonds) (Orlin)
 - \$500,000 for Sidewalk and infrastructure revitalization
 - \$1 million for Permanent patching: residential/rural roads
 - \$2.5 million for Residential and rural road rehabilitation
 - \$1 million for Resurfacing: residential/rural roads

Public Hearing is scheduled for 4/9/13 at 1:30 pm.

10:15 **CONSENT CALENDAR** (*continued*)

- B. **Introduction** - Supplemental appropriation to the County Government's FY13 Capital Budget and amendment to the FY13-18 Capital Improvements Program, Department of Recreation - \$300,000 for repairs to Gaithersburg Middle School pool (Source: current revenue) (Yao)
Public Hearing is scheduled for 4/9/13 at 1:30 pm.
- C. **Introduction** - Resolution to approve Franchise Agreement for Use of Public Right-of-Way: Sidera Networks, Inc. (Mihill)
Action is tentatively scheduled for 4/2/13.
- D. **Action** - Resolution to appoint John Mertens to fill vacancy on Friendship Heights Village Council (Lauer)
- E. **Action** - Supplemental appropriation to the County Government's FY 13 Operating Budget - Montgomery County Fire and Rescue Service - \$1,307,799 for FY12 Senator Amoss Fire, Rescue and Ambulance Fund (State 508) Grant (Source: State Grant) (McGuire)
PS Committee recommends approval.
- F. **Action** - Resolution to approve a certain finance plan of the Washington Suburban Sanitary Commission for the issuance of refunding bonds (Levchenko)
- G. **Action** - Confirmation of County Executive appointments to the Agricultural Advisory Committee: Jane Evans, David Heisler, David Weitzer, Drew Stabler, Patrick Brown, Paul Kuhlman, Gary Marx (Lauer)
- H. **Action** - Confirmation of County Executive appointment to the Board of Registration for Building Contractors: Ralph Mollet (Lauer)
- I. **Action** - Confirmation of County Executive appointments to the Commission on People with Disabilities: Dana Cohen, Mark Maxin, Stephen Riley, Arthur Livingston, Seth Morgan, Michael Pearlman, Marcia Rohrer, Francesca Pellegrino, Paul Eisenhaur, Matthew Segal, Diane Stahl (Lauer)
- J. **Action** - Confirmation of County Executive appointment to the Committee on Hate/Violence: Mansfield (Kasey) Kaseman (Lauer)
- K. **Action** - Confirmation of County Executive appointments to the Montgomery Cares Program Advisory Board: Diane Clonmell, Michael Dempsey (Lauer)
- L. **Action** - Confirmation of County Executive appointments to the Pedestrian Bicycle and Traffic Safety Advisory Committee: Arthur Holmes, John Hall, Anyesha Mookherjee (Lauer)
- M. **Action** - Confirmation of County Executive appointment to the Silver Spring Transportation Management District Advisory Committee: Molly King (Lauer)

10:15 **CONSENT CALENDAR** *(continued)*

- N. **Action** - Confirmation of County Executive appointments to the Water Quality Advisory Group: Nathan Engle, Scott Roser, Phillip Wagner, Dan Dozier, Elizabeth Forbes (Lauer)
- O. **Action** - Confirmation of County Executive appointments to the White Flint Downtown Advisory Committee: Lee Barnes, Bob Daley, Brian Downie, Deirdre Johnson, Francine Waters, Kenneth Hartman, Peggy Schwartz, Thomas Murphy, Andrew Shulman, Paul Meyer, Bernard Meyers, Clifford Cohen, Tara Flynn (Lauer)
- P. **Action** - Confirmation of County Executive appointment of the County Council representative to the Board of Investment Trustees for the Montgomery County Employee Retirement Plans and the Board of Trustees for the Consolidated Retiree Health Benefits Trust: David Locke (Lauer)

10:20 **DISTRICT COUNCIL SESSION**

- (4) A. **Action** - Subdivision Regulation Amendment 13-01, Adequate Public Facilities - Preliminary Subdivision Plan - Validity Period (Faden)
PHED Committee recommends enactment.

10:30 **LEGISLATIVE SESSION Day # 8**

(5) **Introduction of Bills:**

- A. **Expedited Bill 8-13**, Working Families Income Supplement - Amount, sponsored by Councilmembers Riemer and Elrich (Drummer)
Public Hearing will be held at a later date.
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(8) 3:00 **DISCUSSION** - Review of Consultant's Report on Silver Spring Transit Center (Orlin)
(3rd floor Council Hearing Room)

3:30 **ADJOURN**

3:30 **T&E Committee** - Supplemental appropriation for Silver Spring Transit Center (Orlin)
(3rd floor Council Hearing Room)

*This meeting will be televised live on CCM Channels Comcast 6, RCN 6, and Verizon 30;
repeated on 3/15/13 at 9 pm*

Thursday, March 21, 2013

6:30 **Meeting** with Montgomery County Chapter of the Maryland Municipal League (Farber)
(5th floor Council Conference Room)

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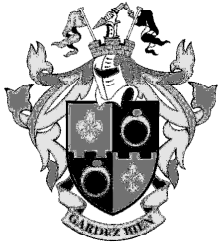
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Montgomery County, Maryland

COUNTY COUNCIL AGENDA

Council Hearing Room, 100 Maryland Avenue, Rockville, Maryland 20850

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www.montgomerycountymd.gov/council

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ADDENDUM

Tuesday, March 19, 2013

10:10 GENERAL BUSINESS

A. **Announcement:**

- (1.1) The analyst packet containing the recommended and potential amendments to the FY13-18 Capital Improvements Program (CIP) and FY14 Capital Budget, and the Recommended FY14-19 CIP and FY14 Capital Budget of the Washington Suburban Sanitary Commission that will be the subject of the April 9, 10 and 11 budget public hearings is now available online or in the Council Office of Legislative Information 240-777-7910.

(3) 10:15 CONSENT CALENDAR

- A. **Introduction** - Supplemental appropriations to the County Government's FY13 Capital Budget and amendments to the FY13-18 Capital Improvements Program, Department of Transportation: (Source: GO Bonds) (Orlin)

Revised:

- \$1.5 million for Sidewalk and infrastructure revitalization
- \$1 million for Permanent patching: residential/rural roads
- \$2.5 million for Residential and rural road rehabilitation
- \$1 million for Resurfacing: residential/rural roads

Added:

- \$2.591 million for Resurfacing: primary/arterial roads

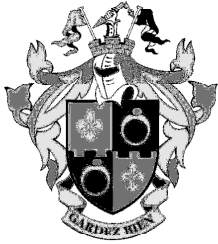
Public Hearing is scheduled for 4/9/13 at 1:30 pm.

- Added:**
- Q. **Introduction** - Supplemental appropriation to the County Government's FY13 Capital Budget and amendment to the FY13-18 Capital Improvements Program, Department of Housing and Community Affairs - \$3,881,000 to fund additional investments in affordable housing projects (Source: Loan Repayment Proceeds) (McMillan)

Public Hearing is scheduled for 4/9/13 at 1:30 pm.



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Monday, March 18, 2013

- (1) 12:30 **DISCUSSION** - State Legislative Program (3rd floor Council Conference Room) (Wenger)

Tuesday, March 19, 2013

9:30 **INVOCATION** - Ms. Lynn Mandujano, First Church of Christ, Scientist, Rockville

9:35 **PRESENTATIONS**

- A. Proclamation recognizing National Agriculture Day, by Council President Navarro, Councilmember Berliner, and Council Vice President Rice
- B. Proclamation recognizing the 23rd anniversary of Rebuilding Together, by Councilmember Floreen
- C. Proclamation recognizing Montgomery County Board of Education member, Dr. Judy Docca, for receiving the 2013 Minority Recognition Leadership Award, by Council Vice President Rice
- D. Proclamation recognizing March as Women's History Month, by Council President Navarro, Councilmember Ervin, and Councilmember Floreen

10:10 **GENERAL BUSINESS** (Lauer)

- (2)
- A. **Announcement** - Agenda and Calendar Changes
 - B. **Acknowledgement** - Receipt of Petitions
 - C. **Action** - Approval of Minutes: March 5, 2013
- Approval of Closed Session Minutes: March 5, 2013

(3) 10:15 **CONSENT CALENDAR**

- A. **Introduction** - Supplemental appropriations to the County Government's FY13 Capital Budget and amendments to the FY13-18 Capital Improvements Program, Department of Transportation: (Source: GO Bonds) (Orlin)
 - \$500,000 for Sidewalk and infrastructure revitalization
 - \$1 million for Permanent patching: residential/rural roads
 - \$2.5 million for Residential and rural road rehabilitation
 - \$1 million for Resurfacing: residential/rural roads

Public Hearing is scheduled for 4/9/13 at 1:30 pm.

10:15 **CONSENT CALENDAR** *(continued)*

- B. **Introduction** - Supplemental appropriation to the County Government's FY13 Capital Budget and amendment to the FY13-18 Capital Improvements Program, Department of Recreation - \$300,000 for repairs to Gaithersburg Middle School pool (Source: current revenue) (Yao)
Public Hearing is scheduled for 4/9/13 at 1:30 pm.
- C. **Introduction** - Resolution to approve Franchise Agreement for Use of Public Right-of-Way: Sidera Networks, Inc. (Mihill)
Action is tentatively scheduled for 4/2/13.
- D. **Action** - Resolution to appoint John Mertens to fill vacancy on Friendship Heights Village Council (Lauer)
- E. **Action** - Supplemental appropriation to the County Government's FY 13 Operating Budget - Montgomery County Fire and Rescue Service - \$1,307,799 for FY12 Senator Amoss Fire, Rescue and Ambulance Fund (State 508) Grant (Source: State Grant) (McGuire)
PS Committee recommends approval.
- F. **Action** - Resolution to approve a certain finance plan of the Washington Suburban Sanitary Commission for the issuance of refunding bonds (Levchenko)
- G. **Action** - Confirmation of County Executive appointments to the Agricultural Advisory Committee: Jane Evans, David Heisler, David Weitzer, Drew Stabler, Patrick Brown, Paul Kuhlman, Gary Marx (Lauer)
- H. **Action** - Confirmation of County Executive appointment to the Board of Registration for Building Contractors: Ralph Mollet (Lauer)
- I. **Action** - Confirmation of County Executive appointments to the Commission on People with Disabilities: Dana Cohen, Mark Maxin, Stephen Riley, Arthur Livingston, Seth Morgan, Michael Pearlman, Marcia Rohrer, Francesca Pellegrino, Paul Eisenhaur, Matthew Segal, Diane Stahl (Lauer)
- J. **Action** - Confirmation of County Executive appointment to the Committee on Hate/Violence: Mansfield (Kasey) Kaseman (Lauer)
- K. **Action** - Confirmation of County Executive appointments to the Montgomery Cares Program Advisory Board: Diane Clonmell, Michael Dempsey (Lauer)
- L. **Action** - Confirmation of County Executive appointments to the Pedestrian Bicycle and Traffic Safety Advisory Committee: Arthur Holmes, John Hall, Anyesha Mookherjee (Lauer)
- M. **Action** - Confirmation of County Executive appointment to the Silver Spring Transportation Management District Advisory Committee: Molly King (Lauer)

10:15 **CONSENT CALENDAR** *(continued)*

- N. **Action** - Confirmation of County Executive appointments to the Water Quality Advisory Group: Nathan Engle, Scott Roser, Phillip Wagner, Dan Dozier, Elizabeth Forbes (Lauer)
- O. **Action** - Confirmation of County Executive appointments to the White Flint Downtown Advisory Committee: Lee Barnes, Bob Daley, Brian Downie, Deirdre Johnson, Francine Waters, Kenneth Hartman, Peggy Schwartz, Thomas Murphy, Andrew Shulman, Paul Meyer, Bernard Meyers, Clifford Cohen, Tara Flynn (Lauer)
- P. **Action** - Confirmation of County Executive appointment of the County Council representative to the Board of Investment Trustees for the Montgomery County Employee Retirement Plans and the Board of Trustees for the Consolidated Retiree Health Benefits Trust: David Locke (Lauer)

10:20 **DISTRICT COUNCIL SESSION**

- (4) A. **Action** - Subdivision Regulation Amendment 13-01, Adequate Public Facilities - Preliminary Subdivision Plan -Validity Period (Faden)
PHED Committee recommends enactment.

10:30 **LEGISLATIVE SESSION Day # 8**

(5) **Introduction of Bills:**

- A. **Expedited Bill 8-13**, Working Families Income Supplement - Amount, sponsored by Councilmembers Riemer and Elrich (Drummer)
Public Hearing will be held at a later date.
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(8) 3:00 **DISCUSSION** - Review of Consultant's Report on Silver Spring Transit Center (Orlin)
(3rd floor Council Hearing Room)

3:30 **ADJOURN**

3:30 **T&E Committee** - Supplemental appropriation for Silver Spring Transit Center (Orlin)
(3rd floor Council Hearing Room)

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D. **Introduction** - Resolution to set amount of Property Tax Credit for Income Tax Offset (Sesker)

Public Hearing is scheduled for 4/23/13 at 1:30 pm.

(3) 9:50 **CONSENT CALENDAR** *(continued)*

E. **Introduction** - Supplemental appropriation to MCPS FY13 Capital Budget - \$4.0 million for relocatable classrooms (Source: current revenue) (Levchenko)

Public Hearing/Action is scheduled for 4/16/13 at 1:30 pm.

F. **Action** - Resolution to approve Franchise Agreement for Use of Public Right-of-Way: Sidera Networks, Inc. (Mihill)

G. **Action** - Resolution to approve an abandonment of a portion of Rollins Avenue in Rockville (Arthur)

(4) 9:55 **DISTRICT COUNCIL SESSION**

A. **Introduction** - Subdivision Regulation Amendment 13-02, Platting Exemptions - Single Family Dwelling, sponsored by Councilmember Floreen (Zyontz)

Action - Resolution to establish public hearing for 6/11/13 at 1:30 pm

(5) 10:00 **ACTION** - Supplemental appropriation to the County Government's FY13 Capital Budget and amendment to the FY13-18 Capital Improvements Program, Department of General Services - \$7,500,000 for the Silver Spring Transit Center (Source of Funds: GO Bonds) (Orlin)

T&E Committee recommends approval.

(6) 10:20 **SEMI-ANNUAL REPORT** of the Montgomery County Planning Board (Michaelson)

12:30 **RECESS**

(7) 1:30 **PUBLIC HEARING - Bill 7-13**, Emergency Medical Transportation - Use of Revenue - Amendment (Faden)

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April 2, 2013

Montgomery Council Seeks Applicants for County Planning Board Position

Deadline for Applications Is 5 p.m. on Wed., April 17

ROCKVILLE, Md., March 15, 2013—The Montgomery County Council is seeking applicants to fill a vacancy on the Montgomery County Planning Board. The term of Marye Wells-Harley (Democrat) will expire on June 14, 2013. Ms. Wells-Harley has indicated her intent to apply for reappointment to a second term.

Letters expressing interest, including a resume listing professional and civic experience, political party affiliation, home and office telephone numbers and an e-mail address, must be received no later than 5 p.m. on Wednesday, April 17.

No more than three members of the Planning Board may be from the same political party, and all members must be residents and registered voters of Montgomery County when appointed. Members serve four-year terms and are limited to two full terms. Since two Democrats and two Republicans are currently serving on the Board, this position can be filled by a Republican, a Democrat, or by a voter who declines to affiliate with a party; or by a member of another party officially recognized by the Montgomery County Board of Elections. In addition to Ms. Wells-Harley, the current board members are Chair Francoise Carrier (D); Casey Anderson (D) Norman Dreyfuss (R) and Amy Presley (R).

Annual compensation for board members is currently \$30,000.

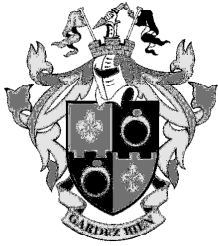
The Planning Board serves as the Council's principal adviser on land use planning and community planning. Planning Board members also serve as Commissioners of the Maryland-National Capital Park and Planning Commission.

The Montgomery County Planning Board meets all day, and typically evenings, every Thursday and occasionally meets on one other evening a week. The entire Maryland-National Capital Park and Planning Commission meets the third Wednesday of every month. Additionally, substantial time is required for scheduled and informal meetings, preparatory work, and other activities related to Planning Board responsibilities.

Letters expressing interest, including a resume listing professional and civic experience, political party affiliation, home and office telephone numbers and an e-mail address, should be addressed to: Council President Nancy Navarro, County Council Office, 100 Maryland Avenue, Rockville, Md., 20850, or can be e-mailed to county.council@montgomerycountymd.gov. Letters must be received no later than 5 p.m. on Wednesday, April 17. It is the Council's policy not to consider applications received after the deadline. After the closing date, Councilmembers will review the letters of application and select applicants for interviews to be held in May.

Letters of application are made public as part of the appointment process. The names of all applicants are published and available for public review and interviews are conducted in public. A financial statement of assets, debts, income and family property interests will be required of all applicants. Only the candidates appointed will be required to make their financial statements available to the public.

#



Montgomery County, Maryland

COUNTY COUNCIL AGENDA

Council Hearing Room, 100 Maryland Avenue, Rockville, Maryland 20850

(240)777-7900 · (MD Relay) Dial 711 or 800-201-7165 · FAX (240)777-7989

www.montgomerycountymd.gov/council

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ADDENDUM

Tuesday, April 9, 2013

Add: (.5) 11:00 **BRIEFING** - Status of Silver Spring Transit Center remediation

(Orlin)

(3) 1:45 **CONSENT CALENDAR**

- E. **Introduction** - Resolution to indicate Council's intention regarding the actions necessary to implement the second year of the Collective Bargaining Agreement with the Montgomery County Volunteer Fire and Rescue Association (MCVFRA)

(Drummer)

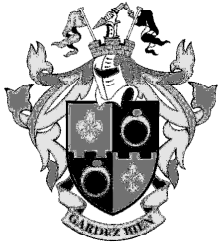
Correction: *PS Committee worksession tentatively scheduled for 4/18/13.*

- Add:** N. **Introduction** - Special appropriation to the County Government's FY13 Capital Budget and amendment to the FY13-18 Capital Improvements Program - Facility Planning: Housing and Community Development - \$75,000 to develop a program of requirements for a potential Colesville New Hampshire Avenue Corridor Improvement project.

(Source: current revenue)

(Michaelson)

Public Hearing is scheduled for 4/30/13 at 1:30 pm.



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Tuesday, April 9, 2013

1:00 **INVOCATION** - Naseem Mahdi, National Vice President and Missionary Incharge, Ahmadiyya Muslim Community, USA

1:05 **PRESENTATIONS**

- A. Proclamation recognizing the Muslim Community Center Medical Clinic, by Councilmember Leventhal
- B. Proclamation recognizing Maria Gomez for receiving the 2012 Presidential Citizens Medal, by Council President Navarro
- C. Proclamation recognizing Terry Shima for receiving the 2012 Presidential Citizens Medal, by Council President Navarro and Councilmember Andrews

1:25 **GENERAL BUSINESS**

(Lauer)

A. **Announcements** - Agenda and Calendar Changes

- (1) The Council is seeking applicants for the Montgomery County Planning Board
Application deadline is 4/17/13 at 5:00 pm.

(2) B. **Acknowledgement** - Receipt of Petitions

C. **Action** - Approval of Minutes: March 15, 18, and 19, 2013

- Approval of Closed Session Minutes: March 19, 2013

- (6) 1:30 **PUBLIC HEARING** - Supplemental appropriation to the County Government's FY13 Capital Budget and amendment to the FY13-18 Capital Improvements Program, Department of Recreation - \$300,000 for repairs to Gaithersburg Middle School pool (Source: current revenue)

(Yao)

PHED Committee worksession tentatively scheduled for 4/16/13.

- (7) 1:30 **PUBLIC HEARING** - Supplemental appropriations to the County Government's FY13 Capital Budget and amendments to the FY13-18 Capital Improvements Program, Department of Transportation: (Source: GO Bonds)

(Orlin)

- \$1.5 million for sidewalk and infrastructure revitalization
- \$1 million for permanent patching: residential/rural roads
- \$2.5 million for residential and rural road rehabilitation
- \$1 million for resurfacing: residential/rural roads
- \$2.591 million for resurfacing: primary/arterial roads

T&E Committee worksession tentatively scheduled for 4/17/13.

- (8) 1:30 **PUBLIC HEARING** - Supplemental appropriation to the County Government's FY13 Capital Budget and amendment to the FY13-18 Capital Improvements Program, Department of Housing and Community Affairs - \$3,881,000 to fund additional investments in affordable housing projects (Source: Loan Repayment Proceeds) (McMillan)
PHED Committee worksession tentatively scheduled for 4/25/13.
- (3) 1:45 **CONSENT CALENDAR**
- A. **Introduction** - Resolution to amend Fuel/Energy tax rates, sponsored by Council President (Faden/Rubin)
Public Hearing is scheduled for 4/30/13 at 1:30 pm.
- B. **Introduction** - Resolution to indicate Council's intention regarding the actions necessary to implement the Collective Bargaining Agreement with the Fraternal Order of Police, Lodge 35 (Drummer)
GO Committee worksession tentatively scheduled for 4/22/13.
- C. **Introduction** - Resolution to indicate Council's intention regarding the actions necessary to implement the Collective Bargaining Agreement with the Montgomery County Career Fire Fighters Association of the International Association of Fire Fighters, Local 1664, AFL-CIO (Drummer)
GO Committee worksession tentatively scheduled for 4/22/13.
- D. **Introduction** - Resolution to indicate Council's intention regarding the actions necessary to implement the Collective Bargaining Agreement with the Municipal & County Government Employees' Organization, Local 1994 (Drummer)
GO Committee worksession tentatively scheduled for 4/22/13.
- E. **Introduction** - Resolution to indicate Council's intention regarding the actions necessary to implement the second year of the Collective Bargaining Agreement with the Montgomery County Volunteer Fire and Rescue Association (MCVFRA) (Drummer)
GO Committee worksession tentatively scheduled for 4/22/13.
- F. **Action** - Resolution to amend Resolution 17-443 for the FY13 Designation of Entities for Non-Competitive Award Status: Primary Care Coalition (McMillan)
- G. **Action** - PHED Committee recommendations on OLO Report 2013-2, Review of Montgomery County's Economic Development Programs (Howard)
- H. **Action** - Resolution to amend Resolution 15-517 to revise the FY13 work program of the Office of Legislative Oversight: Design and construction of public buildings (Cihlar)
- I. **Introduction** - Resolution to consent and support re-designation of an Enterprise Zone: Long Branch/Takoma Park (Sesker)
Action is tentatively scheduled for 4/16/13.
- J. **Introduction** - Resolution to consent and support designation of an Enterprise Zone: Glenmont (Sesker)
Action is tentatively scheduled for 4/16/13.

(3) 1:45 **CONSENT CALENDAR** (*continued*)

- K. **Introduction** - Amendment to Ten-Year Comprehensive Water Supply and Sewerage Systems Plan: water and sewer category change for Windridge Farm LLC (for Orchard Run) (Levchenko)

Public hearing is scheduled for 5/7/13 at 1:30 pm.

- L. **Action** - Resolution to amend Resolution 17-558 supporting an application for the State's Community Legacy Grant: Wheaton-Long Branch-Silver Spring Legacy Area (Michaelson)

- M. **Introduction** - Resolution to amend Fuel/Energy tax rates, sponsored by Councilmember Andrews (Faden/Rubin)

Public Hearing is scheduled for 4/30/13 at 1:30 pm.

(4) 1:55 **DISTRICT COUNCIL SESSION**

- A. **Action** - Subdivision Regulation Amendment 12-03, Minor Subdivisions - Part of a Lot (Zyontz)

PHED Committee recommends enactment.

- B. **Action** - Zoning Text Amendment 12-16, One-Family Dwelling - Pre-1928 Lots (Zyontz)

PHED Committee recommends enactment with amendments.

- C. **Action** - Zoning Text Amendment 12-18, Exemptions - Pre-1928 Resubdivisions (Zyontz)

PHED Committee recommends enactment with amendments.

2:30 **ADJOURN**

7:00 **PUBLIC HEARING** - FY14 Operating Budget and CIP Amendments

Wednesday, April 10, 2013

1:30 **PUBLIC HEARING** - FY14 Operating Budget and CIP Amendments

7:00 **PUBLIC HEARING** - FY14 Operating Budget and CIP Amendments

Thursday, April 11, 2013

1:30 **PUBLIC HEARING** - FY14 Operating Budget and CIP Amendments

7:00 **PUBLIC HEARING** - FY14 Operating Budget and CIP Amendments

*This meeting will be televised live on CCM Channels Comcast 6, RCN 6, and Verizon 30;
repeated on / /13 at 9 pm*

The following appointments were received from the County Executive and are tentatively scheduled for confirmation on April 16, 2013:

Commission on Aging: Song Hutchins, Sally Shea, Myrna Cooperstein, Noella Ronald Heyman, Arva Jackson, Samuel Korper, DaCosta Mason, Jerry Morenoff, Isabelle Schoenfeld, Spencer Schron
Commission on Common Ownership Communities: Richard Brandes, Terry Cromwell, Aimee Winegar, Marietta Ethier, Rand Fishbein, Elayne Kabakoff
Commission on Landlord-Tenant Affairs: Robyn Jones
Community Action Board: Tekele Ghonda Gah, Laurie-Anne Sayles, Walter Woods
Historic Preservation Commission: Marsha Barnes, F. Brian Carroll, Kenneth Firestone, Paul Treseder
Wheaton Urban District Advisory Committee: Rick Kessler
White Flint Downtown Advisory Committee: Cindy Gibson

NOTICE OF UPCOMING COUNCIL MEETINGS

Council meeting notices are posted on the bulletin board in the fifth floor lobby of the Council Office Building in Rockville, and on the Council's website at <http://www.montgomerycountymd.gov/content/council/pdf/agenda/FutureMtgs.pdf>

Future Council Meetings:

Apr 9, 2013	9:30 am	Regular Session
Apr 16, 2013	9:30 am	Regular Session
Apr 23, 2013	9:30 am	Regular Session
Apr 30, 2013	9:30 am	Regular Session
May 6, 2013	9:30 am	Budget Worksession
May 7, 2013	9:30 am	Regular Session and Budget Worksession
May 8, 2013	9:30 am	Budget Worksession
May 9, 2013	9:30 am	Budget Worksession
May 10, 2013	9:30 am	Budget Worksession
May 13, 2013	9:30 am	Budget Worksession
May 14, 2013	9:30 am	Regular Session and Budget Worksession
May 15, 2013	9:30 am	Budget Worksession
May 16, 2013	9:30 am	Budget Worksession
May 23, 2013	9:30 am	Final Action on Budget

Future Public Hearings – To testify call 240-777-7803

The deadline to sign up to testify for 1:30 hearings is 5:00 pm the day before the hearing, and for 7:30 hearings the deadline is 10:00 am the day of the hearing

Apr 9, 2013 - Sign up to testify by 4/8 at 5 pm:

- 1:30 pm Supplemental appropriations and CIP amendments - DOT - \$1.5 million for sidewalk and infrastructure revitalization; \$1 million for permanent patching: residential/rural roads; \$2.5 million for residential and rural road rehabilitation; \$1 million for resurfacing: residential/rural roads; \$2.591 million for resurfacing: primary/arterial roads
- 1:30 pm Supplemental appropriation and CIP amendment - Department of Recreation - \$300,000 for repairs to Gaithersburg Middle School pool
- 1:30 pm Supplemental appropriation and CIP amendment - Department of Housing and Community Affairs - \$3,881,000 to fund additional investments in affordable housing projects

April 9, 2013

Page 5

Apr 9, 2013 - Sign up to testify by 4/9 at 10 am:

7:00 pm FY14 Operating Budget, FY Capital Budget and amendments to FY13-18 CIP, and WSSC's CIP

Apr 10, 2013 - Sign up to testify by 4/9 at 5 pm:

1:30 pm FY14 Operating Budget, FY Capital Budget and amendments to FY13-18 CIP, and WSSC's CIP

Apr 10, 2013 - Sign up to testify by 4/10 at 10 am:

7:00 pm FY14 Operating Budget, FY Capital Budget and amendments to FY13-18 CIP, and WSSC's CIP

Apr 11, 2013- Sign up to testify by 4/10 at 5 pm:

1:30 pm FY14 Operating Budget, FY Capital Budget and amendments to FY13-18 CIP, and WSSC's CIP

Apr 11, 2013 - Sign up to testify by 4/11 at 10 am:

7:00 pm FY14 Operating Budget, FY Capital Budget and amendments to FY13-18 CIP, and WSSC's CIP

Apr 16, 2013- Sign up to testify by 4/15 at 5 pm:

1:30 pm ZTA 13-01 - Planned Development Zones - Procedures

1:30 pm Supplemental appropriation - MCPS - \$4.0 million for relocatable classrooms

Apr 23, 2013

1:30 pm Resolution to approve FY14 Transportation Fees, Charges and Fares

1:30 pm Resolution to establish FY14 Solid Waste Service Charges

1:30 pm Resolution to establish FY14 Water Quality Protection Charge

1:30 pm Resolution to set amount of Property Tax Credit for Income Tax Offset

Visit the Council website for other valuable resources:

Councilmembers: <http://www.montgomerycountymd.gov/csltmpl.asp?url=/content/council/index.asp>

Public Participation: <http://www.montgomerycountymd.gov/csltmpl.asp?url=/content/council/about/pub.asp>

Public Hearing List: <http://www.montgomerycountymd.gov/content/council/pdf/agenda/FuturePHs.pdf>

Current Agenda: http://www.montgomerycountymd.gov/content/council/pdf/agenda/col/current_agenda.pdf

Comm Agenda: http://www.montgomerycountymd.gov/content/council/pdf/agenda/cm/current_com_agenda.pdf

Packets: <http://www.montgomerycountymd.gov/csltmpl.asp?url=/content/council/packet/index.asp>

Bills: <http://www.montgomerycountymd.gov/csltmpl.asp?url=/content/council/leg/bill/index.asp>

Resolutions: <http://www.montgomerycountymd.gov/csltmpl.asp?url=/content/council/leg/res/index.asp>

Zoning: <http://www.montgomerycountymd.gov/csltmpl.asp?url=/content/council/leg/zta/index.asp>

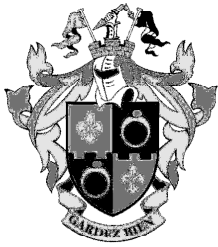
View Current Live Session: http://montgomerycountymd.granicus.com/MediaPlayer.php?publish_id=4

View Archives: <http://www.montgomerycountymd.gov/csltmpl.asp?url=/content/council/ondemand/index.asp>

Other: <http://www.montgomerycountymd.gov/csltmpl.asp?url=/content/council/index.asp>



If you need services to participate in any Council activity, please contact us as far in advance as possible: 240-777-7900 (MD Relay - Dial 711 or 800-201-7165) Email: County.Council@montgomerycountymd.gov. This document is available in alternative formats upon request.



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Tuesday, April 16, 2013

9:30 **INVOCATION** - Rabbi Stuart Weinblatt, B'nai Tzedek, Potomac

9:35 **PRESENTATIONS**

- A. Proclamation recognizing Week of the Young Child, by Councilmember Ervin
- B. Proclamation recognizing Ependymoma Awareness Day, by Councilmember Berliner
- C. Proclamation honoring the service of Fire Chief Richard Bowers, by Council President Navarro on behalf of the full Council

10:00 **GENERAL BUSINESS**

(Lauer)

A. **Announcement** - Agenda and Calendar Changes

- (1) The Council is seeking applicants for Montgomery County Planning Board
Application deadline is 4/17/13 at 5:00 pm.

(2) B. **Acknowledgement** - Receipt of Petitions

C. **Action** - Approval of Minutes: March 21 and April 2, 2013

(3) 10:05 **CONSENT CALENDAR**

A. **Introduction** - Resolution to approve Council contract for audit services, sponsored by the GO Committee (Rubin)
Action is tentatively scheduled for 4/23/13.

B. **Action** - Resolution to approve an abandonment of a portion of Congressional Parkway in Bradley Farms Subdivision in Potomac (Arthur)

C. **Action** - Resolution of consent and support for re-designation of an Enterprise Zone: Long Branch/Takoma Park (Sesker)

D. **Action** - Resolution of consent and support for designation of an Enterprise Zone: Glenmont (Sesker)

E. **Action** - Resolution to set public hearing on intent to consider increasing FY14 General Fund tax rate above the Constant Yield Tax Rate (CYTR) (Sesker)
Public Hearing is scheduled for 4/30/13 at 1:30 pm.

(3) 10:05 **CONSENT CALENDAR** *(continued)*

- F. **Action** - Confirmation of County Executive appointments to the Commission on Aging:
Song Hutchins, Sally Shea, Myrna Cooperstein, Noella Ronald Heyman, Arva Jackson,
Samuel Korper, DaCosta Mason, Jerry Morenoff, Isabelle Schoenfeld, Spencer Schron
(Lauer)
- G. **Action** - Confirmation of County Executive appointments to the Commission on Common
Ownership Communities: Richard Brandes, Terry Cromwell, Aimee Winegar, Marietta
Ethier, Rand Fishbein, Elayne Kabakoff (Lauer)
- H. **Action** - Confirmation of County Executive appointment to the Commission on Landlord-
Tenant Affairs: Robyn Jones (Lauer)
- I. **Action** - Confirmation of County Executive appointments to the Community Action Board:
Tekele Ghonda Gah, Laurie-Anne Sayles, Walter Woods (Lauer)
- J. **Action** - Confirmation of County Executive appointments to the Historic Preservation
Commission: Marsha Barnes, F. Brian Carroll, Kenneth Firestone, Paul Treseder (Lauer)
- K. **Action** - Confirmation of County Executive appointment to the Wheaton Urban District
Advisory Committee: Rick Kessler (Lauer)
- L. **Action** - Confirmation of County Executive appointment to the White Flint Downtown
Advisory Committee: Cindy Gibson (Lauer)

(4) 10:10 **OVERVIEW** - FY14 Operating Budget (Farber)

10:40 **LEGISLATIVE SESSION Day # 10**

(5) **Call of Bills for Final Reading:**

- A. **Bill 40-12**, Economic Development - Green Organization Supplements (Mihill)
PHED Committee recommends enactment with amendments.
- B. **Bill 34-12**, Stormwater Management - Water Quality Protection Charge (Faden/Levchenko)
T&E Committee recommends enactment with amendments.

12:15 **COG REPORTS** - Updates from Councilmembers serving on Council of Governments

12:30 **RECESS**

(6) 1:30 **PUBLIC HEARING** - Zoning Text Amendment 13-01, Planned Development Zones -
Procedures (Zyontz)
PHED Committee worksession is tentatively scheduled for 4/23/13.

April 16, 2013

Page 3

- (7) 1:30 **PUBLIC HEARING/ACTION** - Supplemental appropriation to MCPS FY13 Capital Budget -
\$4.0 million for relocatable classrooms (Source: current revenue) (Levchenko)
ED Committee recommends approval.

2:00 **ADJOURN**

2:00 **GO Committee** 3rd floor Council Conference Room

2:00 **PHED Committee** 7th floor Council Hearing Room

*This meeting will be televised live on CCM Channels Comcast 6, RCN 6, and Verizon 30;
and repeated on 4/19/13 at 9 pm.*

Future Council Meetings:

Apr 23, 2013	9:30 am	Regular Session
Apr 23, 2013	12:30 pm	Brown Bag Lunch Meeting with Regional Services Center Directors
Apr 30, 2013	9:30 am	Regular Session
May 6, 2013	9:30 am	Budget Worksession
May 7, 2013	9:30 am	Regular Session and Budget Worksession
May 8, 2013	9:30 am	Budget Worksession
May 9, 2013	9:30 am	Budget Worksession
May 10, 2013	9:30 am	Budget Worksession
May 13, 2013	9:30 am	Budget Worksession
May 14, 2013	9:30 am	Regular Session and Budget Worksession
May 15, 2013	9:30 am	Budget Worksession
May 16, 2013	9:30 am	Budget Worksession

Future Public Hearings – To testify call 240-777-7803

*The deadline to sign up to testify for 1:30 hearings is 5:00 pm the day before the hearing, and for 7:30
hearings the deadline is 10:00 am the day of the hearing*

Apr 23, 2013 - Sign up to testify by 4/22 at 5 pm:

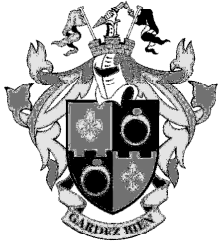
1:30 pm Resolution to approve FY14 Transportation Fees, Charges and Fares
1:30 pm Resolution to establish FY14 Solid Waste Service Charges
1:30 pm Resolution to establish FY14 Water Quality Protection Charge
1:30 pm Resolution to set amount of Property Tax Credit for Income Tax Offset

Apr 30, 2013 - Sign up to testify by 4/29 at 5 pm:

1:30 pm Resolution to amend Fuel/Energy tax rates
1:30 pm Supplemental appropriation to the County Government's FY13 Capital Budget and amendment to the FY13-
18 CIP – Housing and Community Development - \$75,000 to develop a program of requirements for a
potential Colesville New Hampshire Avenue Corridor Improvement project
1:30 pm Intent to consider increasing FY14 General Fund tax rate above the Constant Yield Tax Rate (CYTR)

May 7, 2013 - Sign up to testify by 5/6 at 5 pm:

1:30 pm Amendment to Ten-Year Comprehensive Water Supply and Sewerage Systems Plan: water and sewer
category change for Windridge Farm LLC (for Orchard Run)



Montgomery County, Maryland

COUNTY COUNCIL AGENDA

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Tuesday, April 23, 2013

11:00 **PROPOSED CLOSED SESSION** for the purpose of consulting with counsel to obtain legal advice, and to consult about pending or potential litigation, pursuant to Maryland Code, State Government Article, §10-508 (a) (7) and (8). Topic is Bethel World Outreach Church case. *6th floor Council Conference Room (Zyontz/Faden/Levchenko)*

1:00 **INVOCATION** - Pastor Roger Berner, Trinity Lutheran Church, North Bethesda

1:05 **PRESENTATIONS**

A. Proclamation commemorating World War II "Comfort Women" and Efforts to Combat Human Trafficking, by Councilmember Ervin

B. Proclamation recognizing fundraising efforts of Clarksburg High School students to help fight brain cancer, by Council Vice President Rice

1:15 **GENERAL BUSINESS** (Lauer)

A. **Announcement** - Agenda and Calendar Changes

(1) B. **Acknowledgement** - Receipt of Petitions

C. **Action** - Approval of Minutes: April 9, 10, and 11, 2013

(2) 1:20 **CONSENT CALENDAR**

A. **Announcement of Public Hearing** - Amendments to Montgomery College's FY13-18 Capital Improvements Program - \$5,200,000 in reductions in G.O. bond funding within the FY15-18 period for two projects: Germantown Student Services Center and Planned Lifecycle Asset Replacement (PLAR): College (Ferber)
Public Hearing is scheduled for 5/7/13 at 1:30 pm.

B. **Announcement of Public Hearing** - Amendment to County Government's FY13-18 Capital Improvements Program, Department of Recreation - \$200,000 for Ken/Gar Community Center (Yao)
Public Hearing is scheduled for 5/7/13 at 1:30 pm.

C. **Action** - Resolution to approve Council contract for audit services (Rubin)
GO Committee recommends approval.

1:25 **LEGISLATIVE SESSION Day # 11**

(3) **Introduction of Bills:**

A. **Bill 10-13**, Taxation - Excise Tax - Disposable Carryout Bags - Scope, sponsored by Councilmembers Berliner, Floreen and Rice (Faden)
Public Hearing is scheduled for 6/18/13 at 7:30 pm.

B. **Bill 11-13**, Commercial Property Assessed Clean Energy Program - Established, sponsored by Councilmember Berliner (Mihill)
Public Hearing is scheduled for 6/11/13 at 1:30 pm.

(4) 1:30 **PUBLIC HEARING** - FY14 Transportation Fees, Charges, and Fares (Orlin)
T&E Committee worksession tentatively scheduled for 4/26/13.

(5) 1:30 **PUBLIC HEARING** - FY14 Solid Waste Service Charges (Levchenko)
Action is tentatively scheduled for 5/15/13.

(6) 1:30 **PUBLIC HEARING** - FY14 Water Quality Protection Charge (Levchenko)
Action is tentatively scheduled for 5/15/13.

(7) 1:30 **PUBLIC HEARING** - Property Tax Credit for Income Tax Offset (Sesker)
GO Committee worksession tentatively scheduled for 5/1/13.

ADJOURN

2:00 **GO Committee** 3rd floor Council Conference Room

2:00 **PHED Committee** 7th floor Council Hearing Room

*This meeting will be televised live on CCM Channels Comcast 6, RCN 6, and Verizon 30;
repeated on 4 26/13 at 9 pm*

Future Public Hearings – To testify call 240-777-7803

The deadline to sign up to testify for 1:30 hearings is 5:00 pm the day before the hearing, and for 7:30 hearings the deadline is 10:00 am the day of the hearing

Apr 30, 2013

1:30 pm Resolution to amend Fuel/Energy tax rates

1:30 pm Supplemental appropriation to the County Government's FY13 Capital Budget and amendment to the FY13-18 CIP – Housing and Community Development - \$75,000 to develop a program of requirements for a potential Colesville New Hampshire Avenue Corridor Improvement project

1:30 pm Intent to consider increasing FY14 General Fund tax rate above the Constant Yield Tax Rate (CYTR)

May 7, 2013

1:30 pm Amendment to Ten-Year Comprehensive Water Supply and Sewerage Systems Plan: water and sewer category change for Windridge Farm LLC (for Orchard Run)

1:30 pm Amendments to Montgomery College's FY13-18 CIP - \$5,200,000 in reductions in G.O. bond funding within the FY15-18 period for two projects: Germantown Student Services Center and Planned Lifecycle Asset Replacement (PLAR): College

1:30 pm Amendment to County Government's FY13-18 CIP, Recreation - \$200,000 for Ken/Gar Community Center

Future Council Meetings:

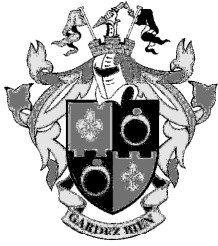
Apr 30, 2013	9:30 am	Regular Session
May 6, 2013	9:30 am	Budget Worksession
May 7, 2013	9:30 am	Regular Session and Budget Worksession
May 8, 2013	9:30 am	Budget Worksession
May 9, 2013	9:30 am	Budget Worksession
May 10, 2013	9:30 am	Budget Worksession
May 13, 2013	9:30 am	Budget Worksession
May 14, 2013	9:30 am	Regular Session and Budget Worksession
May 15, 2013	9:30 am	Budget Worksession
May 16, 2013	9:30 am	Budget Worksession
May 23, 2013	9:30 am	Final Action on Budget

Visit the Council website for other valuable resources:

Councilmembers: <http://www.montgomerycountymd.gov/cs/templ.asp?url=/content/council/index.asp>
Public Participation: <http://www.montgomerycountymd.gov/cs/templ.asp?url=/content/council/about/pub.asp>
Public Hearing List: <http://www.montgomerycountymd.gov/content/council/pdf/agenda/FuturePHs.pdf>
Current Agenda: http://www.montgomerycountymd.gov/content/council/pdf/agenda/col/current_agenda.pdf
Comm Agenda: http://www.montgomerycountymd.gov/content/council/pdf/agenda/cm/current_com_agenda.pdf
Packets: <http://www.montgomerycountymd.gov/cs/templ.asp?url=/content/council/packet/index.asp>
Bills: <http://www.montgomerycountymd.gov/cs/templ.asp?url=/content/council/leg/bill/index.asp>
Resolutions: <http://www.montgomerycountymd.gov/cs/templ.asp?url=/content/council/leg/res/index.asp>
Zoning: <http://www.montgomerycountymd.gov/cs/templ.asp?url=/content/council/leg/zta/index.asp>
View Current Live Session: http://montgomerycountymd.granicus.com/MediaPlayer.php?publish_id=4
View Archives: <http://www.montgomerycountymd.gov/cs/templ.asp?url=/content/council/ondemand/index.asp>
Other: <http://www.montgomerycountymd.gov/cs/templ.asp?url=/content/council/index.asp>



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COUNTY COUNCIL AGENDA

Council Hearing Room, 100 Maryland Avenue, Rockville, Maryland 20850

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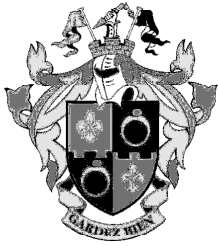
The Council Agenda is subject to change any time after printing or during the Council meeting. Please contact the Council Office or visit our website to obtain updates.

ADDENDUM

Tuesday, April 30, 2013

(2) 9:55 **CONSENT CALENDAR**

Deferred: B. **Introduction** - Resolution to approve WSSC System Development Charge (Levchenko)
Action is tentatively scheduled for 5/14/13.



Montgomery County, Maryland

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Tuesday, April 30, 2013

9:30 **INVOCATION** - Reverend Dr. Leslie Klingensmith, St. Matthew Presbyterian Church, Silver Spring

9:35 **PRESENTATIONS**

- A. Proclamation recognizing Winston Churchill High School's Ice Hockey team for winning the 2A Maryland Student Hockey League championship, by Councilmember Berliner
- B. Proclamation recognizing the 200th anniversary of St. Bartholomew's Episcopal Church, by Councilmember Floreen

9:50 **GENERAL BUSINESS**

(Lauer)

- (1) A. **Announcement** - Agenda and Calendar Changes
- B. **Acknowledgement** - Receipt of Petitions
- C. **Action** - Approval of Minutes: April 16, 2013

(2) 9:55 **CONSENT CALENDAR**

- A. **Introduction** - Resolution to authorize grant application request for Annual Transportation Plan and other transit grants (Orlin)
Action is tentatively scheduled for 5/14/13.
- B. **Introduction** - Resolution to approve WSSC System Development Charge (Levchenko)
Action is tentatively scheduled for 5/14/13.
- C. **Action** - Executive Regulation 17-12AM, Water Quality Protection Charge (Levchenko)
T&E Committee recommends approval as amended.
- D. **Action** - Resolution to approve an abandonment of a portion of Congressional Parkway (#2) in Bradley Farms Subdivision in Potomac (Arthur)

(3) 10:00 **DISTRICT COUNCIL SESSION**

- A. **Announcement** - Twenty-two Corrective Map Amendments (G-927 through G-936, G-938 through G-948, and G-952) to correct technical errors in zoning boundaries and zoning classifications on the official zoning maps for certain properties located throughout the County (Michaelson)

Public Hearing/Action is scheduled for 6/11/13 at 1:30 pm.

- B. **Introduction** - Zoning Text Amendment 13-02, Central Business District Zones - Self Storage, sponsored by Councilmember Berliner (Zyontz)

Public Hearing is scheduled for 6/18/13 at 1:30 pm.

- C. **Action** - Zoning Text Amendment 13-01, Planned Development Zones - Procedures (Zyontz)
PHED Committee recommends enactment.

(4) 10:15 **WORKSESSION/ACTION** on the following:

- A. Compensation and Benefits (all agencies) (Farber)

- B. Resolution to indicate Council's intention regarding the actions necessary to implement the Collective Bargaining Agreement with the Fraternal Order of Police, Lodge 35 (Drummer)
GO Committee recommends 4/25/13.

- C. Resolution to indicate Council's intention regarding the actions necessary to implement the Collective Bargaining Agreement with the Montgomery County Career Fire Fighters Association of the International Association of Fire Fighters, Local 1664, AFL-CIO (Drummer)
GO Committee recommends 4/25/13.

- D. Resolution to indicate Council's intention regarding the actions necessary to implement the Collective Bargaining Agreement with the Municipal & County Government Employees' Organization, Local 1994 (Drummer)
GO Committee recommends 4/25/13.

- E. Resolution to indicate Council's intention regarding the actions necessary to implement the Collective Bargaining Agreement with the Montgomery County Volunteer Fire and Rescue Association (MCVFRA) (Drummer)
PS Committee recommends 4/18/13.

11:30 **RECESS**

- (5) 1:30 **PUBLIC HEARING** - Intent to consider increasing FY14 General Fund tax rate above the Constant Yield Tax Rate (CYTR) (Sesker)

- (6) 1:30 **PUBLIC HEARING** - Fuel/Energy Tax Rates (Faden/Rubin)
GO/T&E Committee worksession tentatively scheduled for 5/1/13.

- (7) 1:30 **PUBLIC HEARING** - Special appropriation to the County Government's FY13 Capital Budget and amendment to the FY13-18 Capital Improvements Program - Facility Planning: Housing and Community Development - \$75,000 to develop a program of requirements for a potential Colesville New Hampshire Avenue Corridor Improvement project. (Source: current revenue) (Michaelson)

Action is tentatively scheduled for 5/23/13.

1:45 **ADJOURN**

2:00 **T&E Committee** 3rd floor Council Conference Room

The following appointments were received from the County Executive and are tentatively scheduled for confirmation on May 7, 2013:

Alcoholic Beverages Advisory Board: Lisa Payne

Community Action Board: Betsy Jett

East County Citizens Advisory Board: Samantha Blizzard, Marya Ford, Leonard Newman, Anthony Ramirez, Ian Swain, Teddy Wu

Commission on Landlord-Tenant Affairs: Beverly Flanagan

Local Management Board for Children, Youth and Families: Robin Chernoff, Caitlin McLaughlin, Hedieh Mirahmadi

Upcounty Recreation Advisory Board: Vernard McBeth

*This meeting will be televised live on CCM Channels Comcast 6, RCN 6, and Verizon 30;
repeated on 5/3/13 at 9 pm*

Future Public Hearings – To testify call 240-777-7803

The deadline to sign up to testify for 1:30 hearings is 5:00 pm the day before the hearing, and for 7:30 hearings the deadline is 10:00 am the day of the hearing

May 7, 2013

- 1:30 pm Amendment to Ten-Year Comprehensive Water Supply and Sewerage Systems Plan: water and sewer category change for Windridge Farm LLC (for Orchard Run)
- 1:30 pm Amendments to Montgomery College's FY13-18 CIP - \$5,200,000 in reductions in G.O. bond funding within the FY15-18 period for two projects: Germantown Student Services Center and Planned Lifecycle Asset Replacement (PLAR): College
- 1:30 pm Amendment to County Government's FY13-18 CIP, Recreation - \$200,000 for Ken/Gar Community Center

Future Council Meetings:

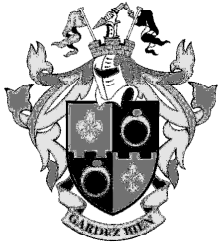
May 6, 2013	9:30 am	Budget Worksession
May 7, 2013	9:30 am	Regular Session and Budget Worksession
May 8, 2013	9:30 am	Budget Worksession
May 9, 2013	9:30 am	Budget Worksession
May 13, 2013	9:30 am	Budget Worksession
May 14, 2013	9:30 am	Regular Session and Budget Worksession
May 15, 2013	9:30 am	Budget Worksession
May 16, 2013	9:30 am	Budget Worksession
May 23, 2013	9:30 am	Final Action on Budget

Visit the Council website for other valuable resources:

Councilmembers: <http://www.montgomerycountymd.gov/cshtml.asp?url=/content/council/index.asp>
Public Participation: <http://www.montgomerycountymd.gov/cshtml.asp?url=/content/council/about/pub.asp>
Public Hearing List: <http://www.montgomerycountymd.gov/content/council/pdf/agenda/FuturePHs.pdf>
Current Agenda: http://www.montgomerycountymd.gov/content/council/pdf/agenda/col/current_agenda.pdf
Comm Agenda: http://www.montgomerycountymd.gov/content/council/pdf/agenda/cm/current_com_agenda.pdf
Packets: <http://www.montgomerycountymd.gov/cshtml.asp?url=/content/council/packet/index.asp>
Bills: <http://www.montgomerycountymd.gov/cshtml.asp?url=/content/council/leg/bill/index.asp>
Resolutions: <http://www.montgomerycountymd.gov/cshtml.asp?url=/content/council/leg/res/index.asp>
Zoning: <http://www.montgomerycountymd.gov/cshtml.asp?url=/content/council/leg/zta/index.asp>
View Current Live Session: http://montgomerycountymd.granicus.com/MediaPlayer.php?publish_id=4
View Archives: <http://www.montgomerycountymd.gov/cshtml.asp?url=/content/council/ondemand/index.asp>
Other: <http://www.montgomerycountymd.gov/cshtml.asp?url=/content/council/index.asp>



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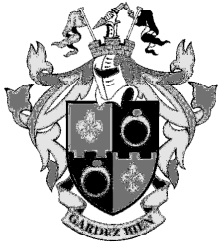
COUNCIL MEETING

Wednesday, May 1, 2013

3rd floor Council Hearing Room

(1) 2:00 **STATUS REPORT - Silver Spring Transit Center**

(Orlin)



Montgomery County, Maryland

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Monday, May 6, 2013

(1) 9:30 **STATUS REPORT** - Overview of revenues and expenditures (Farber)

9:45 **WORKSESSION - FY14 Operating Budget and CIP Amendments**

(2) • MNCPPC PHED (Michaelson)
A. CIP amendments
B. Work program
C. Operating budget

(3) • Washington Suburban Sanitary Commission T&E (Levchenko)
A. FY 14-19 CIP
B. Operating budget

(4) • Montgomery College ED (Ferber)

12:15 **RECESS**

1:30 **WORKSESSION - FY14 Operating Budget and CIP Amendments**

(5) • Report on Senior and Youth Initiatives (McMillan/Yao)

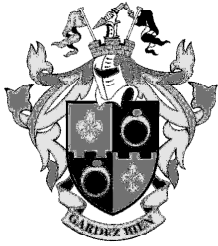
(6) • Recreation PHED (Yao)

2:45 **ADJOURN**

(7) 3:00 **INTERVIEW** - Montgomery County Planning Board (Lauer)
(6th floor Council Conference Room)



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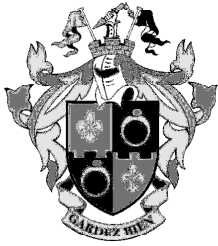
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ADDENDUM

Tuesday, May 7, 2013

10:30 CONSENT CALENDAR - FY14 Operating Budget and CIP Amendments

Deferred: (16)	• NDA: Historical Activities - Historical Society	(Yao)
Deleted: (37)	• DHCA CIP project - Affordable Housing Acquisition and Preservation (see Agenda Item #2B)	(McMillan)



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Tuesday, May 7, 2013

9:30 **INVOCATION** - Reverend Jenny Cannon, Ashton United Methodist Church, Ashton

9:35 **PRESENTATIONS**

A. Proclamation recognizing Teacher Appreciation Day, by Councilmember Ervin

B. Proclamation recognizing Public Service Recognition Week, by Councilmember Ervin

9:50 **GENERAL BUSINESS**

(Lauer)

A. **Announcement** - Agenda and Calendar Changes

(1) B. **Acknowledgement** - Receipt of Petitions

C. **Action** - Approval of Minutes: April 23, 2013

- Approval of Closed Session Minutes: April 23, 2013

(2) 9:55 **CONSENT CALENDAR**

A. **Introduction** - Resolution to approve WSSC System Development Charge (Levchenko)
Action is tentatively scheduled for 5/15/13.

B. **Action** - Supplemental appropriation to the County Government's FY13 Capital Budget and amendment to the FY13-18 Capital Improvements Program, Department of Housing and Community Affairs - \$3,881,000 to fund additional investments in affordable housing projects (Source: Loan Repayment Proceeds) (McMillan)
PHED/HHS Committee recommends approval.

C. **Action** - Confirmation of County Executive appointment to the Alcoholic Beverages Advisory Board: Lisa Payne (Lauer)

D. **Action** - Confirmation of County Executive appointment to the Community Action Board: Betsy Jett (Lauer)

(2) 9:55 **CONSENT CALENDAR** (*continued*)

- E. **Action** - Confirmation of County Executive appointments to the East County Citizens Advisory Board: Samantha Blizzard, Marya Ford, Leonard Newman, Anthony Ramirez, Ian Swain, Teddy Wu (Lauer)
- F. **Action** - Confirmation of County Executive appointment to the Commission on Landlord-Tenant Affairs: Beverly Flanagan (Lauer)
- G. **Action** - Confirmation of County Executive appointments to the Local Management Board for Children, Youth and Families: Robin Chernoff, Caitlin McLaughlin, Hedieh Mirahmadi (Lauer)
- H. **Action** - Confirmation of County Executive appointment to the Upcounty Recreation Advisory Board: Vernard McBeth (Lauer)

9:55 **COUNCIL SITTING AS BOARD OF HEALTH** - *There are no general issues for the Board to address at this time. It is anticipated that the Board will receive an update from the County Health Officer in June.* (McMillan)

10:00 **LEGISLATIVE SESSION Day # 12**

Introduction of Bills

- (3) A. **Expedited Bill 12-13**, Deferred Retirement Option Plans - Group G - Amendments, sponsored by the Council President at the request of the County Executive (Drummer)
Public Hearing is scheduled for 5/14/13 at 1:30 pm.
- (4) B. **Bill 13-13**, Impervious Area - Calculation, sponsored by Councilmember Rice (Zyontz)
Public Hearing is scheduled for 6/18/13 at 1:30 pm.

Call of Bills for Final Reading

- (5) A. **Bill 39-11**, Taxation - Development Impact Tax - Exemptions (Faden/Orlin)
GO Committee recommends enactment with amendments.

(6) 10:25 **DISTRICT COUNCIL SESSION**

- A. **Introduction** - Zoning Text Amendment 13-03, Impervious Area - Calculation, sponsored by Councilmember Rice (Zyontz)
Public Hearing is scheduled for 6/18/13 at 1:30 pm.
- B. **Introduction** - Zoning Text Amendment 13-04, Zoning Ordinance - Revised, sponsored by the Council President at the request of the Montgomery County Planning Board (Zyontz)
Public Hearing is scheduled for 6/11/13 at 7:30 pm.
- C. **Announcement** - A public hearing on District Map Amendment G-956 is scheduled for June 11, 2013 at 7:30 pm. (Zyontz)

10:30 CONSENT CALENDAR - FY14 Operating Budget and CIP Amendments*Consent Calendar approval adopts the Committee recommendations*

(7)	• Office of Management and Budget	GO	(Sesker)
(8)	• Finance, Risk Management, and NDAs for Risk Management, Working Families Income Supplement, State Property Tax Services, and Restricted Donations		(Sesker)
(9)	• Debt Service		(Sesker)
(10)	• NDAs: Grants to Municipalities in Lieu of Shares Tax, Future Federal/State/Other Grants, Takoma Park Police Rebate, Municipal Tax Duplication, Leases		(Sesker)
(11)	• Solid Waste Services	T&E	(Levchenko)
(12)	• Department of Environmental Protection		(Levchenko)
(13)	• General Services: Facilities		(McGuire)
(14)	• General Services: Fleet Management and Motor Pool Fund Contribution NDA		(Frag)
(15)	• Utilities		(Levchenko)
(16)	• NDA: Historical Activities - Historical Society	HHS	(Yao)
(17)	• NDA: Takoma Park Library Annual Payment		(Yao)
(18)	• Office of Human Rights		(Arthur)
(19)	• NDA: Arts and Humanities Council		(Ferber)
(20)	• Public Safety System Modernization	PS/GO	(McMillan)
(21)	• Cable Television and Communications Plan	GO	(Toregas)
(22)	• Department of Technology Services		(Toregas)
(23)	• NDA: Interagency Technology Policy and Coordination Committee (ITPCC)		(Toregas)
(24)	• NDA: Desktop Computer Modernization		(Toregas)
(25)	• CIP: FiberNet		(Toregas)
(26)	• Sheriff	PS	(Frag)
(27)	• Circuit Court		(Frag)
(28)	• State's Attorney		(Frag)
(29)	• Office of Consumer Protection		(Frag)
(30)	• NDA Prisoner Medical Services		(Frag)
(31)	• Emergency Management and Homeland Security		(Levchenko)
(32)	• Liquor Control		(Ferber)
(33)	• NDA: Montgomery Coalition for Adult English Literacy (MCAEL)	ED	(Yao)
(34)	• Community Use of Public Facilities		(Yao)
(35)	• Housing First	PHED/HHS	(McMillan)
(36)	• NDA: Housing Opportunities Commission	PHED	(McMillan)
(37)	• DHCA CIP project - Affordable Housing Acquisition and Preservation		(McMillan)
(38)	• Department of Housing and Community Affairs		(McMillan)
(39)	• Department of Permitting Services		(Zyontz)
(40)	• NDA: Historical Activities		(Zyontz)
(41)	• Urban Districts		(Michaelson)

10:30 CONSENT CALENDAR - FY14 Operating Budget and CIP Amendments (continued):

(42)	• Board of Elections	GO	(Mihill)
(43)	• Intergovernmental Relations		(Arthur)
(44)	• NDAs: County Associations, Public Technology, Inc., Council of Governments, and Boards, Committees, Commissions		(Arthur)
(45)	• Inspector General		(Arthur)
(46)	• NDA: Charter Review Commission		(Mihill)
(47)	• Merit System Protection Board		(Ferber)
(48)	• Ethics Commission		(Ferber)
(49)	• Office of Legislative Oversight and Independent Audit NDA		(Cihlar)
(50)	• Council Office		(Farber)
(51)	• NDA: Legislative Branch Communications Outreach		(Farber)
(52)	• Early Childhood Services, Infants and Toddlers, Linkages to Learning, School Health Services, Child Care Subsidies, High School Wellness Center, Foster Care Transportation, Kennedy Cluster Project, Public Private Partnerships	HHS/ED	(Yao)
(53)	• NDA: Conference and Visitor's Bureau	PHED	(Sesker)
(54)	• NDA: Conference Center		(Sesker)
(55)	• Board of Appeals		(Arthur)
(56)	• Hearing Examiner		(Arthur)
(57)	• County Executive	GO	(Ferber)
(58)	• Community Engagement: Commission for Women, Community Partnerships, and Gilchrist Center		(Michaelson)
(59)	• County Attorney		(Arthur)
(60)	• Office of Human Resources		(Ferber)
(61)	• Public Information Office		(Ferber)
(62)	• MC 311		(Toregas)
(63)	• General Services: Procurement		(Toregas)

10:40 WORKSESSION - FY14 Operating Budget and CIP Amendments

(64)	• Libraries	HHS	(Yao)
(65)	• Department of Transportation, and related NDAs	T&E	(Orlin)

12:15 RECESS

(66)	1:30	PUBLIC HEARING - Amendments to Montgomery College's FY13-18 Capital Improvements Program - \$5,200,000 in reductions in G.O. bond funding within the FY15-18 period for two projects: Germantown Student Services Center and Planned Lifecycle Asset Replacement (PLAR): College		(Ferber)
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May 7, 2013

Page 5

- (67) 1:30 **PUBLIC HEARING/ACTION** - Amendment to Ten-Year Comprehensive Water Supply and Sewerage Systems Plan: water and sewer category change for Windridge Farm LLC (for Orchard Run) (Levchenko)
- (68) 1:30 **PUBLIC HEARING** - Amendment to County Government's FY13-18 Capital Improvements Program, Department of Recreation - \$200,000 for Ken/Gar Community Center (Yao)
- 1:45 **WORKSESSION** - FY14 Operating Budget and CIP Amendments
- (65) • Department of Transportation, and related NDAs (*continued*) T&E (Orlin)
- 4:00 **ADJOURN**

*This meeting will be televised live on CCM Channels Comcast 6, RCN 6, and Verizon 30;
repeated on 5/10/13 at 9 pm*

NOTICE OF UPCOMING COUNCIL MEETINGS

Council meeting notices are posted on the bulletin board in the fifth floor lobby of the Council Office Building in Rockville, and on the Council's website at <http://www.montgomerycountymd.gov/content/council/pdf/agenda/FutureMtg.pdf>

Future Council Meetings:

May 9, 2013	9:30 am	Budget Worksession
May 13, 2013	9:30 am	Budget Worksession
May 14, 2013	9:30 am	Regular Session and Budget Worksession
May 15, 2013	9:30 am	Budget Worksession
May 16, 2013	9:30 am	Budget Worksession
May 23, 2013	9:30 am	Final Action on Budget

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May 14, 2013

1:30 pm **Expedited Bill 12-13**, Deferred Retirement Option Plans - Group G- Amendments

June 11, 2013

1:30 pm Subdivision Regulation Amendment 13-02, Platting Exemptions - Single Family Dwelling

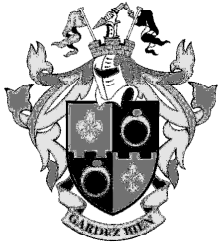
1:30 pm **Bill 11-13**, Commercial Property Assessed Clean Energy Program – Established

1:30 pm Twenty-two Corrective Map Amendments (G-927 through G-936, G-938 through G-948, and G-952) to correct technical errors in zoning boundaries and zoning classifications



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COUNCIL MEETING

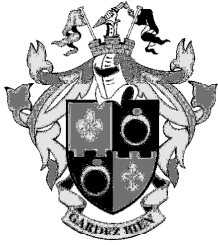
Thursday, May 9, 2013

WSSC Headquarters, Laurel, Maryland

- (1) 3:00 **MEETING** with Prince George's County Council regarding Bi-County Budgets (Farber)
(Prince George's County hosting at WSSC Headquarters in Laurel)



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ADDENDUM

Monday, May 13, 2013

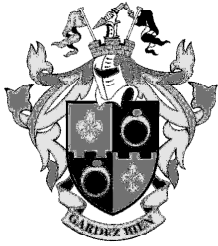
1:30 WORKSESSION - FY14 Operating Budget and CIP Amendments

Add: (10) • Office of Human Rights (*continued*)

(Arthur)



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Monday, May 13, 2013

9:30 WORKSESSION - FY14 Operating Budget and CIP Amendments

- | | | | |
|-----|---|---------|---------------------|
| (1) | • Police | PS | (Farag) |
| (2) | • Correction and Rehabilitation | | (Farag) |
| (3) | • Fire and Rescue Services | | (McGuire) |
| (4) | • Economic Development | PHED | (Sesker) |
| (5) | • Economic Development Fund | | (Sesker) |
| (6) | • CIP amendment - Wheaton Redevelopment | GO/PHED | (Sesker/Michaelson) |

12:15 RECESS

1:30 WORKSESSION - FY14 Operating Budget and CIP Amendments

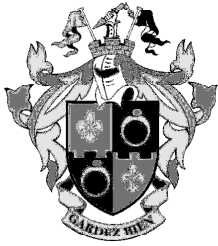
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| (7) | • Montgomery County Public Schools | ED | (McGuire) |
| (8) | • Health and Human Services | HHS | (McMillan/Yao) |
| (9) | • NDA: Historical Activities - Historical Society | | (Yao) |

ADJOURN

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ADDENDUM

Tuesday, May 14, 2013

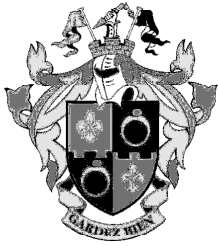
(2) 10:15 **CONSENT CALENDAR**

Deferred: B. **Action** - Resolution to authorize grant application request for Annual Transportation Plan and other transit grants (Orlin)

10:45 **WORKSESSION - FY14 Operating Budget and CIP Amendments**

Add: (7.1) • Fire and Rescue Services (*continued*) (McGuire)

Deferred:(8) 11:15 **PROPOSED CLOSED SESSION** to consider matters that concern proposals for businesses or industrial organizations to locate, expand, or remain in the State, pursuant to Maryland Code, State Government Article, §10-508 (a)(4). Topic is to discuss the retention of two specific companies in the County. (*3rd Floor Conference Room*) (Faden/Sesker)



Montgomery County, Maryland

COUNTY COUNCIL AGENDA

Council Hearing Room, 100 Maryland Avenue, Rockville, Maryland 20850

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Tuesday, May 14, 2013

9:30 **INVOCATION** - Pastor Lester Stano, Lutheran Church of the Cross, Rockville

9:35 **PRESENTATIONS**

- A. Proclamation recognizing National Bike Month, by Councilmembers Ervin and Berliner
- B. Proclamation recognizing Montgomery College Professor Tammy Peery, recipient of the Chair Academy's 2013 International Exemplary Leadership Award, by Councilmember Ervin
- C. Proclamation recognizing Fire Starters Kids Opera Company, by Councilmember Riemer

10:10 **GENERAL BUSINESS**

(Lauer)

A. **Announcement** - Agenda and Calendar Changes

The public hearing on **Bill 9-13**, Collective Bargaining - Impasse - Arbitration Panel will be held on June 18, 2013 at 1:30 pm.

- (1) B. **Acknowledgement** - Receipt of Petitions
- C. **Action** - Approval of Minutes: April 30, and May 1, 2013

(2) 10:15 **CONSENT CALENDAR**

- A. **Introduction** - Supplemental appropriation to the County Government's FY13 Operating Budget, Department of Transportation - \$11,594,055 and the Department of General Services - \$3,554,450 for Snow Removal/Wind and Rain Storm Cleanup (Source: General Fund Undesignated Reserves) (Orlin)

Public Hearing is scheduled for 6/11/13 at 1:30 pm.

- B. **Action** - Resolution to authorize grant application request for Annual Transportation Plan and other transit grants (Orlin)

(2) 10:15 **CONSENT CALENDAR** (*continued*)

C. **Action** - Recommendations of the GO/PS Joint Committee on OLO Report 2013-3,
Employee Work Hours and Leave in Montgomery County Government (Latham/Rubin)

D. **Action** - Resolution to approve an abandonment of a portion of Edgevale Road in Woodside
Park Subdivision in Silver Spring (Arthur)

(3) 10:20 **DISTRICT COUNCIL SESSION**

A. **Introduction** - Zoning Text Amendment 13-05, US 29 Overlay Zone - Standards, sponsored
by Councilmember Ervin and Floreen (Zyontz)
Public Hearing is scheduled for 6/18/13 at 1:30 pm.

B. **Action** - Resolution to extend time for Council action until July 31, 2013 on Local Map
Amendment G-881 (Zyontz)

10:30 **LEGISLATIVE SESSION Day # 13**

(4) **Call of Bills for Final Reading**

A. **Bill 7-13**, Emergency Medical Transportation - Use of Revenue (Faden/McGuire)
PS Committee recommends enactment with amendments.

Miscellaneous Business:

(5) A. **Action** - Resolution to extend expiration date until December 31, 2013 for **Bill 39-11**, Taxation -
Development Impact Tax - Exemptions (Faden)

10:45 **WORKSESSION - FY14 Operating Budget and CIP Amendments**

- (6) • NDA: Community Grants HHS (Fitzgerald-Bare)
(7) • Cost Sharing: MCG, and State Match Community Grants (Fitzgerald-Bare/Ferber)

(8) 11:15 **PROPOSED CLOSED SESSION** to consider matters that concern proposals for businesses or
industrial organizations to locate, expand, or remain in the State, pursuant to Maryland Code,
State Government Article, §10-508 (a)(4). Topic is to discuss the retention of two specific
companies in the County. (*3rd Floor Conference Room*) (Faden/Sesker)

12:15 **RECESS**

(9) 1:30 **PUBLIC HEARING - Expedited Bill 12-13**, Deferred Retirement Option Plans -
Group G - Amendments (Drummer)
Action is tentatively scheduled for 6/11/13.

1:45 **ADJOURN**

Future Council Meetings:

May 14, 2013	9:30 am	Regular Session and Budget Worksession
May 15, 2013	9:30 am	Budget Worksession
May 16, 2013	9:30 am	Budget Worksession
May 23, 2013	9:30 am	Final Action on Budget
May 27, 2013		HOLIDAY
May 28-June 7		RECESS
June 11, 2013	9:30 am	Regular Session
June 18, 2013	9:30 am	Regular Session
June 25, 2013	9:30 am	Regular Session

Future Public Hearings – To testify call 240-777-7803

The deadline to sign up to testify for 1:30 hearings is 5:00 pm the day before the hearing, and for 7:30 hearings the deadline is 10:00 am the day of the hearing

May 23, 2013 - Sign up to testify by 5/22 at 5 pm:

9:30 am Intent to consider increasing FY14 General Fund tax rate above the Constant Yield Tax Rate

June 11, 2013 - Sign up to testify by 6/10 at 5 pm:

1:30 pm Subdivision Regulation Amendment 13-02, Platting Exemptions - Single Family Dwelling
1:30 pm **Bill 11-13**, Commercial Property Assessed Clean Energy Program – Established
1:30 pm Twenty-two Corrective Map Amendments (G-927 through G-936, G-938 through G-948, and G-952) to correct technical errors in zoning boundaries and zoning classifications
1:30 pm Supplemental appropriation - DOT- \$11,594,055 and DGS - \$3,554,450 for Snow Removal/Wind and Rain Storm Cleanup

June 11, 2013 - Sign up to testify by 6/11 at 10 am:

7:30 pm District Map Amendment G-956
7:30 pm Zoning Text Amendment 13-04, Zoning Ordinance - Revised

June 18, 2013 - Sign up to testify by 6/17 at 5pm:

1:30 pm Zoning Text Amendment 13-01, Central Business District Zones - Self Storage
1:30 pm **Bill 13-13**, Impervious Area - Calculation
1:30 pm Zoning Text Amendment 13-03, Impervious Area - Calculation
1:30 pm **Bill 9-13**, Collective Bargaining - Impasse - Arbitration Panel

June 18, 2013 Sign up to testify by 6/18 at 10 am:

7:30 pm **Bill 10-13**, Taxation - Excise Tax - Disposable Carryout Bags - Scope

Visit the Council website for other valuable resources:

Councilmembers: <http://www.montgomerycountymd.gov/cs/tmlpl.asp?url=/content/council/index.asp>

Public Participation: <http://www.montgomerycountymd.gov/cs/tmlpl.asp?url=/content/council/about/pub.asp>

Public Hearing List: <http://www.montgomerycountymd.gov/content/council/pdf/agenda/FuturePHs.pdf>

Current Agenda: http://www.montgomerycountymd.gov/content/council/pdf/agenda/col/current_agenda.pdf

Comm Agenda: http://www.montgomerycountymd.gov/content/council/pdf/agenda/cm/current_com_agenda.pdf

Packets: <http://www.montgomerycountymd.gov/cs/tmlpl.asp?url=/content/council/packet/index.asp>

Bills: <http://www.montgomerycountymd.gov/cs/tmlpl.asp?url=/content/council/leg/bill/index.asp>

Resolutions: <http://www.montgomerycountymd.gov/cs/tmlpl.asp?url=/content/council/leg/res/index.asp>

Zoning: <http://www.montgomerycountymd.gov/cs/tmlpl.asp?url=/content/council/leg/zta/index.asp>

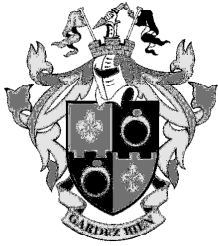
View Current Live Session: http://montgomerycountymd.granicus.com/MediaPlayer.php?publish_id=4

View Archives: <http://www.montgomerycountymd.gov/cs/tmlpl.asp?url=/content/council/ondemand/index.asp>

Other: <http://www.montgomerycountymd.gov/cs/tmlpl.asp?url=/content/council/index.asp>



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Montgomery County, Maryland

COUNTY COUNCIL AGENDA

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Wednesday, May 15, 2013

9:30 **PRESENTATION** - Proclamation recognizing Lyme Disease Awareness Month, by Councilmember Leventhal

(1) 9:35 **STATUS REPORT** - Overview of FY14 revenues and expenditures (Farber)

(2) 9:45 **WORKSESSION** - Property tax options: amount, rate, and Income Tax Offset Credit (Sesker)

10:30 **ACTION on the following:**

(3) • Resolution to approve FY14 Transportation Fees, Charges, and Fares (Orlin)
T&E Committee recommends approval.

(4) • Resolution to establish FY14 Solid Waste Service Charges (Levchenko)
T&E Committee recommends approval.

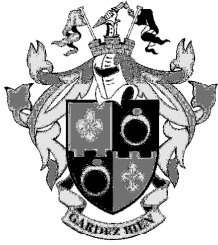
(5) • Resolution to establish FY14 Water Quality Protection Charge (Levchenko)
T&E Committee recommends approval with amendments.

(6) • Resolution to approve WSSC System Development Charge (Levchenko)
T&E Committee recommends approval.

ADJOURN



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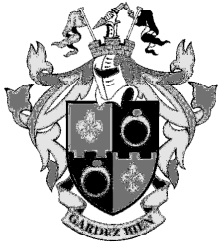
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ADDENDUM

Thursday, May 16, 2013

(2) 10:10 CONSENT CALENDAR

- Defer:**
- B. **Action** - Supplemental appropriations to the County Government's FY13 Capital Budget and amendments to the FY13-18 Capital Improvements Program, Department of Transportation:
(Source: GO Bonds) (Orlin)
- \$1.5 million for sidewalk and infrastructure revitalization
 - \$1 million for permanent patching: residential/rural roads
 - \$2.5 million for residential and rural road rehabilitation
 - \$1 million for resurfacing: residential/rural roads
 - \$2.591 million for resurfacing: primary/arterial roads
- Delete:**
- C. **Action** - Supplemental appropriation to the County Government's FY13 Capital Budget and amendment to the FY13-18 Capital Improvements Program, Department of Recreation - \$300,000 for repairs to Gaithersburg Middle School pool (Source: current revenue)
PHED Committee recommends disapproval of supplemental appropriation and approval of CIP amendment.



Montgomery County, Maryland

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Thursday, May 16, 2013

(1) 9:30 WORKSESSION - FY14 Operating Budget and CIP Amendments

- A. Capital Budget Wrap-Up and CIP Reconciliation (Orlin)
- B. Council Reconciliation Items for Capital and Operating Budgets (Farber)

(2) 10:10 CONSENT CALENDAR

- A. **Introduction/Suspension of Rules/Action** - Resolution acknowledging election returns from Friendship Heights Village Council (Lauer)
Request to suspend Rules of Procedure (Rule 7c) to allow immediate action.
- B. **Action** - Supplemental appropriations to the County Government's FY13 Capital Budget and amendments to the FY13-18 Capital Improvements Program, Department of Transportation: (Source: GO Bonds) (Orlin)
 - \$1.5 million for sidewalk and infrastructure revitalization
 - \$1 million for permanent patching: residential/rural roads
 - \$2.5 million for residential and rural road rehabilitation
 - \$1 million for resurfacing: residential/rural roads
 - \$2.591 million for resurfacing: primary/arterial roads
- C. **Action** - Supplemental appropriation to the County Government's FY13 Capital Budget and amendment to the FY13-18 Capital Improvements Program, Department of Recreation - \$300,000 for repairs to Gaithersburg Middle School pool (Source: current revenue) (Yao)
PHED Committee recommends disapproval of supplemental appropriation and approval of CIP amendment.
- D. **Action** - Special appropriation to the County Government's FY13 Capital Budget and amendment to the FY13-18 Capital Improvements Program - Facility Planning: Housing and Community Development - \$75,000 to develop a program of requirements for a potential Colesville New Hampshire Avenue Corridor Improvement project. (Source: current revenue) (Michaelson)
PHED Committee recommends approval.

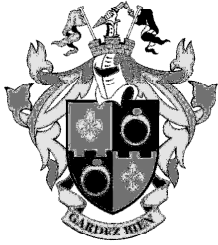
May 16, 2013

Page 2

(2) 10:10 **CONSENT CALENDAR** (*continued*)

E. **Action** - Executive Regulation 3-13, System Benefit Charges - Residential Waste Estimates
(Levchenko)

10:15 **ADJOURN**



Montgomery County, Maryland

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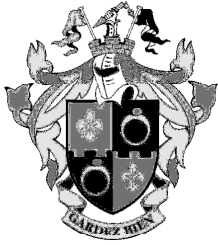
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ADDENDUM

Thursday, May 23, 2013

Change: (24) 10:10 **PROPOSED CLOSED SESSION** to consider matters that concern proposals for businesses or industrial organizations to locate, expand, or remain in the State, pursuant to Maryland Code, State Government Article, §10-508 (a)(4). Topic is to discuss the retention of two specific companies in the County and the relocation of a specific company to the County. (3rd Floor Conference Room) (Faden/Sesker)



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Thursday, May 23, 2013

(.5) 9:30 **PUBLIC HEARING** - Intent to consider increasing FY14 General Fund tax rate above the Constant Yield Tax Rate (CYTR) (Sesker)

9:40 **ACTION** - Approval Resolutions for the FY14 Capital Budget and amendments to FY13-18 Capital Improvements Program:

- 1) County Government (Orlin)
- 2) Montgomery County Public Schools (Levchenko/McGuire)
- 3) Montgomery College (Ferber)
- 4) Maryland-National Capital Park and Planning Commission (Michaelson)
- 5) Revenue Authority (Zyontz)
- 6) Housing Opportunities Commission (McMillan)
- 7) Aggregate Capital Budget for County General Obligation Bonds (Orlin)
- Spending Affordability Guidelines
- 8) Aggregate Capital Budget for Park and Planning Bonds (Orlin)
- Spending Affordability Guidelines
- 9) FY14 State Participation (Orlin)

ACTION - Approval Resolutions for FY14 Operating Budget:

- 10) County Government (McMillan/Levchenko)
- 11) Montgomery County Public Schools (McGuire)
- 12) Montgomery College (Ferber)
- 13) Maryland-National Capital Park and Planning Commission (Michaelson)
- 14) Administrative Expense Budget of the Washington Suburban Transit Commission (Orlin)
- 15) Aggregate Operating Budget (McMillan)
- Spending Affordability Guidelines

ACTION - Resolutions to Approve:

- 16) WSSC - FY14-19 Capital Improvements Program (Levchenko)
- 17) WSSC - FY14 Capital and Operating Budgets (Levchenko)
- 18) County Cable Communications Plan (Toregas)

ACTION:

- 19) Resolution to establish the FY14 Property Tax Rates (Sesker)
- 20) Resolution to authorize the substitution of Current Revenue for General Obligation Bonds in FY14 (Orlin)
- 21) Resolution to set amount of Property Tax Credit for Income Tax Offset (Sesker)
- 21.1) Resolution to amend Fuel/Energy tax rates (Faden/Rubin)

(22) 10:00 **CONSENT CALENDAR**

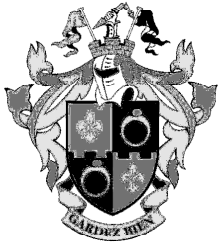
- A. **Introduction/Suspension of Rules/Action** - Resolution acknowledging election returns from Village of Drummond (Lauer)
Request to suspend Rules of Procedure (Rule 7c) to allow immediate action.
- B. **Introduction** - Supplemental appropriation to the FY13 Operating Budget, Montgomery County Fire and Rescue Service - Assistance to Firefighters Grant and County Program Support - \$1,351,000 for defibrillator/monitor replacement (Source: Federal Grant and General Fund Reserves) (McGuire)
Public Hearing is scheduled for 6/11/13 at 1:30 pm.
- C. **Action** - Resolution to authorize grant application request for Annual Transportation Plan and other transit grants (Orlin)
- D. **Action** - Supplemental appropriations to the County Government's FY13 Capital Budget and amendments to the FY13-18 Capital Improvements Program, Department of Transportation: \$4,314,000 for resurfacing: residential/rural roads (Source: GO Bonds) (Orlin)

(23) 10:05 **DISTRICT COUNCIL SESSION**

- A. **Announcement** - The Council anticipates that the Planning Board will transmit the Long Branch Sector Plan on May 31, 2013. (Michaelson)
Public Hearing is scheduled for 7/9/13 at 7:30 pm.

- (24) 10:10 **PROPOSED CLOSED SESSION** to consider matters that concern proposals for businesses or industrial organizations to locate, expand, or remain in the State, pursuant to Maryland Code, State Government Article, §10-508 (a)(4). Topic is to discuss the retention of two specific companies in the County. (3rd Floor Conference Room) (Faden/Sesker)

11:00 **ADJOURN**



Montgomery County, Maryland

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ADDENDUM

Tuesday, June 11, 2013

(2) 9:55 **CONSENT CALENDAR** *(continued)*

Deleted: E. **Reconsideration/Amendment/Readoption** - Resolution for the FY14 Capital Budget and amendments to FY13-18 Capital Improvements Program for County Government (Orlin)

Deleted: F. **Action** - Supplemental appropriation to the County Government's FY13 Capital Budget, Department of Transportation: \$5.998 million for resurfacing: primary/arterial roads (Orlin)

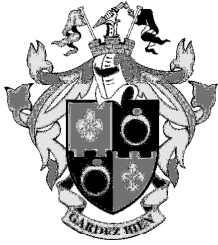
10:05 **LEGISLATIVE SESSION Day # 16**

Change in Sponsors: (4) **Introduction of Bills:**
A. **Expedited Bill 14-13**, Historic Preservation - Tax Credit, sponsored by Councilmembers Rice, Floreen, and Elrich (Zyontz)

1:40 **DISTRICT COUNCIL SESSION** *(continued)*

Deferred: (8) C. **Action** - Subdivision Regulation Amendment 13-02, Platting Exemptions - Single Family Dwelling (Zyontz)

PHED Committee worksession tentatively scheduled for 6/14/13.



Montgomery County, Maryland

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Tuesday, June 11, 2013

9:30 **INVOCATION** - Reverend Dr. Leslie Klingensmith, St. Matthew Presbyterian Church, Silver Spring

9:35 **PRESENTATIONS**

A. Proclamation recognizing Get Maryland Moving, by Councilmember Riemer

B. Proclamation recognizing the success of the Drug Market Initiative in Damascus Gardens, by Council Vice President Rice

9:50 **GENERAL BUSINESS** (Lauer)

A. **Announcement** - Agenda and Calendar Changes

(1) B. **Acknowledgement** - Receipt of Petitions

C. **Action** - Approval of Minutes: May 6, and 7, 2013

(2) 9:55 **CONSENT CALENDAR**

A. **Introduction** - Resolution to endorse the Maryland Economic Development Assistance Authority and Fund (MEDAAF) grant: Choice Hotels International, Inc. (Sesker)
Action is tentatively scheduled for 6/18/13.

B. **Introduction** - Supplemental appropriation to the County Government's FY13 Operating Budget, Department of Health and Human Services - \$2,881,000 for Maryland Health Benefit Exchange Connector Program. (Source of Funds: State Grant) (McMillan)
Public Hearing/Action is tentatively scheduled for 6/25/13.

C. **Receipt and Release** - Office of Legislative Oversight Report 2013-5, Coordinating Utility and Transportation Work in County Rights-of-Way (Trombka/Rubin)
T&E Committee worksession tentatively scheduled for 7/29/13.

D. **Action** - Resolution to extend time until December 31, 2013 for Council action on Executive Regulation 24-12, Small Business Assistance Program (Sesker)

(2) 9:55 **CONSENT CALENDAR** (*continued*)

E. **Reconsideration/Amendment/Readoption** - Resolution for the FY14 Capital Budget and amendments to FY13-18 Capital Improvements Program for County Government (Orlin)
Adjusts GO Bond reserves in FY13 and FY14

F. **Action** - Supplemental appropriation to the County Government's FY13 Capital Budget, Department of Transportation: \$5.998 million for resurfacing: primary/arterial roads (Orlin)
Public Hearing was conducted on April 9, 2013

(3) 10:00 **ACTION** - Appointment to the Montgomery County Planning Board (Lauer)

10:05 **LEGISLATIVE SESSION Day # 16**

(4) **Introduction of Bills:**

A. **Expedited Bill 14-13**, Historic Preservation - Tax Credit, sponsored by Councilmembers Rice, Floreen, Elrich and Riemer (Zyontz)
Public Hearing is scheduled for 6/25/13 at 1:30 pm.

B. **Expedited Bill 15-13**, Special Capital Improvements Project - Ross Boddy Neighborhood Recreation Center, sponsored by the Council President at the request of the County Executive (Orlin)
Public Hearing/Action is scheduled for 6/25/13.

C. **Expedited Bill 16-13**, Special Capital Improvements Project - Universities at Shady Grove Expansion, sponsored by the Council President at the request of the County Executive (Orlin)
Public Hearing/Action is scheduled for 6/25/13.

D. **Expedited Bill 17-13**, Special Capital Improvements Project - Dennis Avenue Health Center, sponsored by the Council President at the request of the County Executive (Orlin)
Public Hearing/Action is scheduled for 6/25/13.

E. **Expedited Bill 18-13**, Special Capital Improvements Project - Public Safety Training Academy (PSTA), sponsored by the Council President at the request of the County Executive (Orlin)
Public Hearing/Action is scheduled for 6/25/13.

(5) **Call of Bills for Final Reading**

A. **Expedited Bill 12-13**, Deferred Retirement Option Plans - Group G - Amendments(Drummer)

(6) 10:15 **DISTRICT COUNCIL SESSION**

A. **Introduction** - Zoning Text Amendment 13-06, Fenton Village Overlay - Building Height, sponsored by Councilmember Elrich (Zyontz)
Public Hearing is scheduled for 7/16/13 at 1:30 pm.

(6) 10:15 **DISTRICT COUNCIL SESSION** (*continued*)

- B. **Action** - Hearing Examiner's report and recommendation - Local Map Amendment G-881, Theodore H. Butz, et al, "Butz Property" or the "Water Tank Farm Property" at 21901 Ridge Road in Germantown (Zyontz)

11:30 **RECESS**

- (7) 1:30 **PUBLIC HEARING - Bill 11-13**, Commercial Property Assessed Clean Energy Program - Established (Mihill)
T&E Committee worksession tentatively scheduled for 7/8/13.
- (8) 1:30 **PUBLIC HEARING** - Subdivision Regulation Amendment 13-02, Platting Exemptions - Single Family Dwelling (Zyontz)
Action immediate follows this afternoon's public hearings.
- (9) 1:30 **PUBLIC HEARING** - Twenty-two Corrective Map Amendments (G-927 through G-936, G-938 through G-948, and G-952) to correct technical errors in zoning boundaries and zoning classifications on the official zoning maps for certain properties located throughout the County (Michaelson)
Action immediate follows this afternoon's public hearings.
- (10) 1:30 **PUBLIC HEARING** - Supplemental appropriation to the FY13 Operating Budget, Montgomery County Fire and Rescue Service - Assistance to Firefighters Grant and County Program Support - \$1,351,000 for defibrillator/monitor replacement (Source: Federal Grant and General Fund Reserves) (McGuire)
PS Committee worksession is tentatively scheduled for 6/13/13.
- (11) 1:30 **PUBLIC HEARING/ACTION** - Supplemental appropriation to the County Government's FY13 Operating Budget, Department of Transportation - \$11,594,055 and the Department of General Services - \$3,554,450 for Snow Removal/Wind and Rain Storm Cleanup (Source: General Fund Undesignated Reserves) (Orlin)
T&E Committee recommendations will be available 6/10/13.

1:40 **DISTRICT COUNCIL SESSION** (*continued*)

- (8) C. **Action** - Subdivision Regulation Amendment 13-02, Platting Exemptions - Single Family Dwelling (Zyontz)
PHED Committee recommendations will be available 6/10/13.
- (9) D. **Action** - Twenty-two Corrective Map Amendments (G-927 through G-936, G-938 through G-948, and G-952) to correct technical errors in zoning boundaries and zoning classifications on the official zoning maps for certain properties located throughout the County (Michaelson)

1:55 **ADJOURN**

- (12) 2:00 **PROPOSED CLOSED SESSION** to discuss appointment, employment, assignment, promotion, discipline, demotion, compensation, removal, resignation, or performance evaluation of appointees, employees, or officials over whom it has jurisdiction, pursuant to Maryland Code, State Government Article, §10-508 (a)(1)(i). Topic is Inspector General interview. (3rd floor Council Conference Room) (Lauer/Mihill)
- (13) 7:30 **PUBLIC HEARING** - ZTA 13-04, Zoning Ordinance - Revised; and companion District Map Amendment G-956 (Zyontz)
The first of several PHED Committee worksessions is scheduled for 6/14/13.

*This meeting will be televised live on CCM Channels Comcast 6, RCN 6, and Verizon 30;
repeated on 6/14/13 at 9 pm*

The following appointments were received from the County Executive and are tentatively scheduled for confirmation at a later date:

Police Labor Relations Permanent Umpire: Ira Jaffe Chairperson
Police Disability Arbitration Board: Walter De Treux

Future Council Meetings:

June 18, 2013	9:30 am	Regular Session
June 25, 2013	9:30 am	Regular Session
July 9, 2013	9:30 am	Regular Session
July 16, 2013	9:30 am	Regular Session
July 23, 2013	9:30 am	Regular Session
July 23, 2013	12:30 pm	Brown Bag Lunch with Regional Services Directors
July 30, 2013	9:30 am	Regular Session
Aug 1 - Sept 6		RECESS

Future Public Hearings – To testify call 240-777-7803

June 18, 2013 - Sign up to testify by 6/17 at 5 pm:

1:30 pm Zoning Text Amendment 13-01, Central Business District Zones - Self Storage
1:30 pm Zoning Text Amendment 13-05, US 229 Overlay Zone - Standards
1:30 pm **Bill 13-13**, Impervious Area - Calculation
1:30 pm Zoning Text Amendment 13-03, Impervious Area - Calculation
1:30 pm **Bill 9-13**, Collective Bargaining - Impasse - Arbitration Panel

June 18, 2013 - Sign up to testify by 6/18 at 10 am:

7:30 pm **Bill 10-13**, Taxation - Excise Tax - Disposable Carryout Bags - Scope

June 25, 2013 - Sign up to testify by 6/24 at 5 pm:

1:30 pm Supplemental appropriation - DHHS - \$2,881,000 for Maryland Health Benefit Exchange Program
1:30 pm **Expedited Bill 14-13**, Historic Preservation - Tax Credit

July 9, 2013 - Sign up to testify by 7/9 at 10 am:

7:30 pm Long Branch Sector Plan



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Montgomery Council Seeks Applicants for Position on County Board of Appeals

*Deadline to Submit Applications is
Wednesday, July 10, at 5 p.m.*

ROCKVILLE, Md., May 21, 2013—The Montgomery County Council is seeking applicants for a four-year term on the County Board of Appeals. The term of Carolyn Shawaker (Democrat) will expire in September 2013. Ms. Shawaker is eligible for reappointment to a second term and has indicated her intent to apply for reappointment.

Applications for the position must be received no later than 5 p.m. on Wednesday, July 10.

By law, no more than three members of the board shall be from the same political party. This position can be filled by a Democrat, a Republican, a voter who declines to affiliate with a party or a voter who is a member of another party officially recognized by the Board of Elections.

Current members of the board include Chair Catherine Titus (Republican), John Pentecost (Democrat), Stan Boyd (Democrat), and David K. Perdue (declined to affiliate). Members of County boards, committees and commissions may not serve on more than one such group at a time.

Members of the board receive \$14,913 annually, with the Chair receiving \$21,077. Salaries are adjusted annually each December to reflect 50 percent of the change in the Washington Area Consumer Price Index.

Duties of the Board of Appeals include making decisions on most applications for special exceptions as provided in the Zoning Ordinance; hearing and deciding requests for variances from development standards contained in the Zoning Ordinance; and hearing appeals from certain administrative decisions rendered by county government agencies.

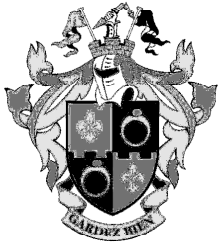
The board normally holds weekly hearings all day Wednesday and worksessions every other week. If necessary to accommodate an extended caseload or continued hearings, the board schedules hearings on other weekdays. Members are expected to prepare for the hearings by reading the cases to be heard and to share the workload of drafting and editing opinions or to follow-up on investigations on specific cases. Members work approximately 15-25 hours a week.

The principal jurisdiction of the Board of Appeals (concerning special exceptions and variances under the Zoning Ordinance) does not include the municipalities of Barnesville, Brookeville, Gaithersburg, Laytonsville, Poolesville, Rockville and Washington Grove. The normal Council practice is not to appoint residents of those municipalities to the Board.

Letters expressing interest, including a resume listing professional and civic experience, should be addressed to Council President Nancy Navarro, County Council Office, Stella B. Werner Council Office Building, 100 Maryland Avenue, Rockville, Maryland 20850. Applications can be submitted via e-mail to: county.council@montgomerycountymd.gov. Applications must be received no later than 5 p.m. on Wednesday, July 10. It is the Council's policy not to consider applications received after the deadline. After the deadline, Councilmembers will review the letters of application and select applicants for interviews.

Letters of application are made public as part of the appointment process. The names of all applicants are published and resumes are made available for public review. Interviews are open to the public. A financial statement of assets, debts, income and family property interests will be required of all applicants. Only the appointed candidates will be required to make the financial statement available to the public.

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Montgomery County, Maryland

COUNTY COUNCIL AGENDA

Council Hearing Room, 100 Maryland Avenue, Rockville, Maryland 20850

(240)777-7900 · TTY (240)777-7914 · FAX (240)777-7989

www.montgomerycountymd.gov/council

The Council Agenda is subject to change any time after printing or during the Council meeting. Please contact the Council Office or visit our website to obtain updates.

Tuesday, June 18, 2013

9:30 **INVOCATION** - Pastor Jan Lookingbill, Emmanuel Lutheran Church, Bethesda

9:35 **PRESENTATIONS**

- A. Proclamation recognizing the graduation of Project SEARCH Montgomery programs interns, by Councilmember Andrews
- B. Proclamation recognizing the Wootton High School Girls Swim and Dive teams for winning the State Championship, by Councilmember Andrews

9:50 **GENERAL BUSINESS**

(Lauer)

- (1) A. **Announcement** - Agenda and Calendar Changes
- B. **Acknowledgement** - Receipt of Petitions
- C. **Action** - Approval of Minutes: May 9, 13, 14, 15, 16, and 23, 2013
- Approval of Closed Session Minutes: May 23, 2013

(2) 9:55 **CONSENT CALENDAR**

- A. **Introduction** - Resolution to approve the Tax Supported Fiscal Plan Summary for FY14-19 Public Services Program (Farber/Sesker)
GO Committee worksession tentatively scheduled for 6/24/13.
- B. **Receipt and Release** - Office of Legislative Oversight Report 2013-6, Municipal Tax Duplication and Municipal Revenue Sharing in Montgomery County (Richards)
GO Committee worksession tentatively scheduled for 7/8/13.
- C. **Action** - Supplemental appropriation to the FY13 Operating Budget, Montgomery County Fire and Rescue Service - Assistance to Firefighters Grant and County Program Support - \$1,351,000 for defibrillator/monitor replacement (Source: Federal Grant and General Fund Reserves) (McGuire)
PS Committee recommendation will be available on 6/13/13.
- D. **Action** - Resolution to endorse the Maryland Economic Development Assistance Authority and Fund (MEDAAF) grant: Choice Hotels International, Inc. (Sesker)

10:00 **LEGISLATIVE SESSION Day # 17**

(3) **Introduction of Bills:**

- A. **Bill 19-13**, Common Ownership Communities - Administrative Hearing - Attorney's Fees,
sponsored by Councilmember Leventhal (Drummer)
Public Hearing is scheduled for 7/9/13 at 1:30 pm.

(4) 10:05 **DISTRICT COUNCIL SESSION**

- A. **Action** - Subdivision Regulation Amendment 13-02, Platting Exemptions - Single Family Dwelling (Zyontz)
PHED Committee recommendations will be available 6/14/13.

- (5) 10:15 **BRIEFING** - Status of Silver Spring Transit Center remediation (Orlin)

11:45 **RECESS**

- (6) 1:30 **PUBLIC HEARING - Bill 9-13**, Collective Bargaining - Impasse - Arbitration Panel
GO Committee worksession tentatively scheduled for 6/24/13. (Drummer)

- (7) 1:30 **PUBLIC HEARING - ZTA 13-02**, Central Business District Zones - Self-Storage (Zyontz)
PHED Committee worksession tentatively scheduled for 7/8/13.

- (8) 1:30 **PUBLIC HEARING - Zoning Text Amendment 13-05**, US 29 Overlay Zone - Standards
PHED Committee worksession tentatively scheduled for 7/8/13.

- (9) 1:30 **PUBLIC HEARING - Bill 13-13**, Impervious Area - Calculation (Zyontz)
T&E/PHED Committee tentatively scheduled for 7/22/13.

- (10) 1:30 **PUBLIC HEARING - ZTA 13-03**, Impervious Area - Calculation (Zyontz)
T&E/PHED Committee tentatively scheduled for 7/22/13.

ADJOURN

2:00 **PHED/HHS Committee 3rd floor Council Conference Room**

3:00 **HHS Committee 3rd floor Council Conference Room**

- (11) 7:30 **PUBLIC HEARING by T&E Committee - Bill 10-13**, Taxation - Excise Tax - Disposable Carryout Bags – Scope (Faden)
T&E Committee worksession tentatively scheduled for 7/8/13.

*This meeting will be televised live on CCM Channels Comcast 6, RCN 6, and Verizon 30;
repeated on 6/21/13 at 9 pm*

The following appointments were received from the County Executive and are tentatively scheduled for confirmation on June 25, 2013:

Cable and Communications Advisory Committee: Richard Freedman, Oneal Puri

Cable Compliance Commission: Emily Barrosse

Commission on Aging: Georgia Sue Guenther

Community Action Board: Nadine Jackman, Gerald Roper

County-wide Recreation Advisory Board: Vernard McBeth

Glen Echo Park Partnership for Arts & Culture, Inc. Board of Directors: Jennifer English, Diana Parker

Mid-County Citizens Advisory Board: William Walker

Rustic Roads Advisory Committee: Greg Deaver

Sign Review Board: Coblens Scherr

Silver Spring Urban District Advisory Committee: Carmen Camacho

Washington Suburban Transit Commission: Hoan Dang, Kathryn Porter

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- 1:30 pm **Expedited Bill 14-13**, Historic Preservation - Tax Credit
- 1:30 pm **Expedited Bill 15-13**, Special Capital Improvements Project - Ross Boddy Neighborhood Recreation Center
- 1:30 pm **Expedited Bill 16-13**, Special Capital Improvements Project - Universities at Shady Grove Expansion
- 1:30 pm **Expedited Bill 17-13**, Special Capital Improvements Project - Dennis Avenue Health Center
- 1:30 pm **Expedited Bill 18-13**, Special Capital Improvements Project - Public Safety Training Academy Relocation

July 9, 2013 - Sign up to testify by 7/8 at 5 pm:

- 1:30 pm Amendment to FY13-18 CIP, Department of Transportation - \$5.998 million for resurfacing: primary/arterial roads

July 9, 2013 - Sign up to testify by 7/9 at 10 am:

- 7:30 pm Long Branch Sector Plan

July 16, 2013 - Sign up to testify by 7/15 at 5 pm:

- 1:30 pm Zoning Text Amendment 13-6, Fenton Street Overlay - Building Height



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